

**MONDAY, MARCH 24, 2014**

**FIFTY-SIXTH LEGISLATIVE DAY**

The House met at 4:00 p.m. and was called to order by Madam Speaker Harwell.

The proceedings were opened with prayer by Jimmy Burroughs, Pine Grove Baptist Church, Wildersville, TN.

Representative McDaniel led the House in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The roll call was taken with the following results:

Present..... 89

Representatives present were Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner M, Van Huss, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 89

**EXCUSED**

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Powers; illness

Representative Towns; personal

Representative K. Brooks; business

Representative J. DeBerry; business

**SPONSORS ADDED**

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

**House Resolution No. 192** Rep(s). Gilmore as prime sponsor(s).

**House Joint Resolution No. 802** Rep(s). Gilmore as prime sponsor(s).

**House Joint Resolution No. 821** Rep(s). Travis as prime sponsor(s).

**House Joint Resolution No. 824** Rep(s). Gilmore, Love and Miller as prime sponsor(s).

**House Joint Resolution No. 827** Rep(s). Matlock as prime sponsor(s).

**House Joint Resolution No. 830** Rep(s). Moody as prime sponsor(s).

**House Joint Resolution No. 841** Rep(s). Sexton as prime sponsor(s).

**House Bill No. 203** Rep(s). Eldridge and Todd as prime sponsor(s).

**House Bill No. 477** Rep(s). Hardaway as prime sponsor(s).

**House Bill No. 1397** Rep(s). M. White as prime sponsor(s).

**House Bill No. 1772** Rep(s). Powell as prime sponsor(s).

**House Bill No. 1883** Rep(s). Faison and Holt as prime sponsor(s).

**House Bill No. 1895** Rep(s). Camper and Fitzhugh as prime sponsor(s).

**House Bill No. 2068** Rep(s). Carter as prime sponsor(s).

**House Bill No. 2083** Rep(s). Camper, Akbari and Favors as prime sponsor(s).

**House Bill No. 2241** Rep(s). Hardaway and Dean as prime sponsor(s).

**House Bill No. 2314** Rep(s). Durham and Camper as prime sponsor(s).

**House Bill No. 2426** Rep(s). Moody, H. Brooks and Lamberth as prime sponsor(s).

**House Bill No. 2504** Rep(s). M. White as prime sponsor(s).

**House Bill No. 2507** Rep(s). Travis as prime sponsor(s).

### **ENROLLED BILLS**

**March 21, 2014**

MADAM SPEAKER: Your Interim Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill(s) No(s). 1931, 2119, 2389 and 2498; also House Joint Resolution(s) No(s). 781, 782, 783, 786, 787 and 788; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Interim Chief Engrossing Clerk

**SIGNED  
March 21, 2014**

The Speaker announced that she had signed the following: House Joint Resolution(s) No(s). 781, 782, 783, 786, 787 and 788.

GREG GLASS, Interim Chief Engrossing Clerk

**MESSAGE FROM THE GOVERNOR  
March 21, 2014**

MADAM SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 250, 394, 1243, 1411, 1414, 1417, 1419, 1522, 1562, 1587, 1611, 1627, 1759, 1796, 1944, 2138, 2251, 2302, 2408 and 2443; with his approval.

HERBERT H. SLATTERY III, Counsel to the Governor

**MESSAGE FROM THE SENATE  
March 21, 2014**

MADAM SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 781, 782, 783, 786, 787 and 788; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**REPORT OF CHIEF ENGROSSING CLERK  
March 21, 2014**

MADAM SPEAKER: Your Interim Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolution(s) No(s). 592, 736, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 761, 765, 781, 782, 783, 786, 787 and 788; for his action.

GREG GLASS, Interim Chief Engrossing Clerk

**MESSAGE FROM THE SENATE  
March 24, 2014**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1687; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**Senate Bill No. 1687** -- Alcoholic Beverages - As introduced, authorizes the Twin Cove Marina on Norris Lake in Campbell County to be issued a license as a premier type tourist resort. - Amends TCA Section 57-4-102. by \*Niceley. (\*HB1476 by \*Matheny)

**MESSAGE FROM THE SENATE**

**March 24, 2014**

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 700 and 701; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

**Senate Joint Resolution No. 700** -- Memorials, Professional Achievement - Bill Proffitt, Sr., 2014 Community Leadership Award. by \*Overbey.

**Senate Joint Resolution No. 701** -- Memorials, Recognition - Emily Huffer, 2014 Youth Leadership Award. by \*Overbey.

**PERSONAL ORDERS**

**RECOGNITION IN THE WELL**

Representative Holt was recognized in the Well to honor the 100th Anniversary of the Smith-Lever Act.

**RESOLUTION READ**

The Clerk read House Joint Resolution No. 743, adopted March 6, 2014, memorializing 100th Anniversary of the Smith-Lever Act.

**House Joint Resolution No. 743** -- Memorials, Recognition - 100th Anniversary of the Smith-Lever Act. by \*Holt.

**RECOGNITION IN THE WELL**

Representative Holt was further recognized in the Well to honor George Washington Carver.

**RESOLUTION READ**

The Clerk read House Joint Resolution No. 697, adopted February 24, 2014, recognizing George Washington Carver.

**House Joint Resolution No. 697** -- Memorials, Recognition - George Washington Carver. by \*Holt, \*Faison.

**RECOGNITION IN THE WELL**

3254

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

Representative Favors was recognized in the Well to honor the Coalition of 100 Black Women.

### **RESOLUTION READ**

The Clerk read House Joint Resolution No. 824, recognizing the Coalition of 100 Black Women.

**House Joint Resolution No. 824** -- Memorials, Recognition - Coalition of 100 Black Women. by \*Favors.

### **RESOLUTIONS**

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for March 27, 2014:

**House Resolution No. 193** -- Memorials, Recognition - Dickson County High School Concert Choir, Carnegie Hall Performance. by \*Littleton, \*Shepard.

**House Joint Resolution No. 842** -- Memorials, Death - Bud Mount. by \*Hill T.

**House Joint Resolution No. 843** -- Memorials, Retirement - Judge Melinda Anne Norton. by \*Goins.

**House Joint Resolution No. 844** -- Memorials, Recognition - B. Campbell Smoot, Jr. by \*Matheny.

**House Joint Resolution No. 845** -- Memorials, Recognition - Pastor Richard Douglas DeMerchant. by \*Matlock, \*Calfee.

**House Joint Resolution No. 846** -- Memorials, Public Service - Herbert Douglas Hardcastle. by \*Turner M, \*Floyd.

### **RESOLUTIONS LYING OVER**

On motion, the resolution(s) listed was/were referred to the appropriate Committee:

**\*Senate Joint Resolution No. 567** -- General Assembly, Confirmation of Appointment - Teresa Sloyan, state board of education. by \*Kelsey.

House Education Committee

**\*Senate Joint Resolution No. 593** -- General Assembly, Confirmation of Appointment - Allison Chancey, state board of education.. by \*Gardenhire, \*Tracy, \*Watson.

House Education Committee

**\*Senate Joint Resolution No. 633** -- General Assembly, Confirmation of Appointment - B. Fielding Rolston, state board of education.. by \*Niceley, \*Southerland.

House Education Committee

### **INTRODUCTION OF BILLS**

On motion, the following bills were introduced and passed first consideration:

**House Bill No. 2531** -- Samburg - As introduced, subject to local approval, rewrites the charter of the town of Samburg to clarify the duties of town recorder, town attorney, and town judge; revises the town budget and tax provisions; adds conflict of interest provisions governing town officers and employees. - Amends Chapter 193 of the Private Acts of 1947; as amended. by \*Sanderson.

**House Bill No. 2532** -- Altamont - As introduced, subject to local approval, rewrites the town charter. - Amends Chapter 664 of the Private Acts of 1917; as amended. by \*Bailey.

### **SENATE BILLS TRANSMITTED**

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

**\*Senate Bill No. 220** -- Optometry - As introduced, deletes the exemption to the prohibition on optometrists practicing in a retail store or other commercial establishment for optometrist who practiced in the retail or commercial establishment prior to April 17, 1967. - Amends TCA Title 63, Chapter 8. by \*Overbey. (HB555 by \*Dennis, \*Faison, \*Durham, \*Littleton, \*Shepard, \*Goins)

### **HOUSE BILLS ON SECOND CONSIDERATION**

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

**House Bill No. 2525** -- Crossville -- House Local Government Committee

**House Bill No. 2526** -- Crossville -- House Local Government Committee

**House Bill No. 2527** -- Gatlinburg -- House Local Government Committee

**House Bill No. 2528** -- Westmoreland -- House Local Government Committee

**House Bill No. 2529** -- Germantown -- House Local Government Committee

**House Bill No. 2530** -- Algood -- House Local Government Committee

**PRESENT IN CHAMBER**

Representative(s) Watson was/were recorded as being present in the Chamber.

**CONSENT CALENDAR**

**House Bill No. 2083** -- Education - As introduced, requires the department of education to report the number of student referrals by the LEAs to the juvenile court by schools, local school districts, gender and race in the department's annual report. - Amends TCA Title 37, Chapter 5; Title 37, Chapter 1; Title 49, Chapter 6; Title 49, Chapter 2 and Title 49, Chapter 1. by \*Love, \*Gilmore, \*Favors.

**\*House Bill No. 1740** -- Recreational Areas - As introduced, authorizes certain counties to create recreation boards to be composed of nine members representing each civil district within such counties in lieu of present law requirement that boards be composed of five members, with up to two school staff members. - Amends TCA Title 11, Chapter 24, Part 1. by \*Williams K.

**House Bill No. 2507** -- Rockwood - As introduced, subject to local approval, moves the election of mayor and city council to coincide with the regular November election beginning in 2014; increases salaries for mayor and council members effective after the 2014 and 2016 elections for such persons based on reelection dates; changes date and time of mayoral and city elections; revises provisions relating to petitions for recall, referendums and initiatives to coincide with general law. - Amends Chapter 327 of the Acts of 1903; as amended. by \*Calfee.

**\*House Bill No. 1731** -- Public Records - As introduced, removes certain references to storage of electronic public records in CD-ROM's and instead authorizes storage in any appropriate electronic medium. - Amends TCA Title 10, Chapter 7. by \*Littleton.

On motion, House Bill No. 1731 was made to conform with **Senate Bill No. 1830**; the Senate Bill was substituted for the House Bill.

**House Bill No. 2183** -- Lagrange - As introduced, subject to local approval, sets the town election to coincide with the general state election beginning in November 2016; establishes new residency requirements for mayor and aldermen. - Amends Chapter 254 of the Acts of 1901, as amended by Chapter 224 of the Private Acts of 1988. by \*Rich.

**House Bill No. 2075** -- Insurance, Fire and Casualty - As introduced, subjects an insurance company, or its designee, and agents to the same requirements regarding contracts of fire insurance. - Amends TCA Title 56. by \*Matlock, \*Sexton.

On motion, House Bill No. 2075 was made to conform with **Senate Bill No. 2129**; the Senate Bill was substituted for the House Bill.

**House Bill No. 2511** -- Putnam County - As introduced, subject to local approval, increases the purchasing amount that triggers requirement for competitive bidding from \$5,000 to an amount equal to or in excess of the maximum amount authorized under the County Purchasing Law of 1957. - Amends Chapter 63 of the Private Acts of 1981; as amended. by \*Williams R.

**MONDAY, MARCH 24, 2014 – FIFTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION**

**House Bill No. 2479** -- Education - As introduced, requires the state board of education, department of education and the office of research and education accountability to confer with other stakeholders and determine the best means of establishing a best practices clearinghouse that shall identify, develop and share best practices from models of education reform with K-12 public schools. - Amends TCA Title 49. by \*Akbari, \*Camper, \*Hardaway, \*Cooper, \*Armstrong, \*Miller, \*Pitts, \*Fitzhugh.

**House Bill No. 1643** -- Sunset Laws - As introduced, extends the Tennessee rehabilitative initiative in correction board, June 30, 2016, and directs division of state audit to conduct a Q&A audit focused on the findings in the 2013 audit. - Amends TCA Title 4, Chapter 29, Part 2 and Title 41, Chapter 22, Part 4. by \*Matheny, \*Ragan.

**House Resolution No. 188** -- Memorials, Recognition - Debra Sigee. by \*Cooper.

**House Resolution No. 189** -- Memorials, Recognition - Jesse Barksdale. by \*Cooper.

**House Resolution No. 190** -- Memorials, Sports - Creek Wood High School girls' basketball team. by \*Littleton, \*Shepard.

**House Resolution No. 192** -- Memorials, Recognition - Tennessee STEM Innovation Network. by \*Love.

**House Joint Resolution No. 801** -- Memorials, Recognition - Ben Parton, 2014 National Youth Orchestra of the United States of America. by \*Carr D, \*Farmer.

**House Joint Resolution No. 802** -- Memorials, Recognition - Cane Ridge Community Club. by \*Powell, \*Harwell, \*Jernigan, \*Jones, \*Love, \*Mitchell, \*Odom, \*Stewart, \*Turner M.

**House Joint Resolution No. 803** -- Memorials, Retirement - Sue Vanatta. by \*Pody.

**House Joint Resolution No. 804** -- Memorials, Academic Achievement - Umar Rasul, Salutatorian, Cannon County High School. by \*Pody.

**House Joint Resolution No. 805** -- Memorials, Academic Achievement - Jacob Miller, Valedictorian, Cannon County High School. by \*Pody.

**House Joint Resolution No. 806** -- Memorials, Recognition - Kim Criswell, the 2014 Tennessee Woman of Distinction. by \*Floyd.

**House Joint Resolution No. 807** -- Memorials, Recognition - Sgt. Cherilyn Bryant, 2014 Woman of Distinction. by \*Floyd, \*Carter.

**House Joint Resolution No. 808** -- Memorials, Recognition - Sissy Figlestahler, 2014 Woman of Distinction. by \*Floyd.

**House Joint Resolution No. 809** -- Memorials, Recognition - Pat Fuller, 2014 Woman of Distinction. by \*Floyd.

**House Joint Resolution No. 810** -- Memorials, Recognition - Dr. Debbie Ingram, 2014 Woman of Distinction. by \*Floyd.



**MONDAY, MARCH 24, 2014 – FIFTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION**

**House Joint Resolution No. 811** -- Memorials, Recognition - Janet Jobe, 2014 Woman of Distinction. by \*Floyd.

**House Joint Resolution No. 812** -- Memorials, Recognition - Stacy Johnson, 2014 Woman of Distinction. by \*Floyd.

**House Joint Resolution No. 813** -- Memorials, Recognition - Virginia Love, 2014 Woman of Distinction. by \*Floyd.

**House Joint Resolution No. 814** -- Memorials, Recognition - Donna Roddy, 2014 Woman of Distinction. by \*Floyd.

**House Joint Resolution No. 815** -- Memorials, Recognition - The Honorable Christie Mahn Sell, 2014 Woman of Distinction. by \*Floyd.

**House Joint Resolution No. 816** -- Memorials, Recognition - Krystal Scarbrough, 2014 Woman of Distinction. by \*Floyd.

**House Joint Resolution No. 817** -- Memorials, Recognition - Pat Starke, 2014 Woman of Distinction. by \*Floyd.

**House Joint Resolution No. 818** -- Memorials, Recognition - Amy Thomas, 2014 Woman of Distinction. by \*Floyd.

**House Joint Resolution No. 819** -- Memorials, Recognition - Ashley Augustine, 2014 Young Woman of Distinction. by \*Floyd.

**House Joint Resolution No. 820** -- Memorials, Recognition - Anna Carroll, 2014 Young Woman of Distinction. by \*Floyd.

**House Joint Resolution No. 821** -- Memorials, Recognition - Rebecca Hilleary, 2014 Young Woman of Distinction. by \*Floyd, \*Travis, \*Akbari, \*Armstrong, \*Bailey, \*Brooks H, \*Calfee, \*Camper, \*Carr D, \*Carr J, \*Casada, \*Coley, \*Dennis, \*Doss, \*Dunn, \*Durham, \*Eldridge, \*Evans, \*Faison, \*Farmer, \*Fitzhugh, \*Forgety, \*Gilmore, \*Goins, \*Halford, \*Hall, \*Hardaway, \*Harrison, \*Harwell, \*Hawk, \*Haynes, \*Hill M, \*Hill T, \*Holt, \*Jernigan, \*Johnson C, \*Johnson G, \*Jones, \*Kane, \*Keisling, \*Lamberth, \*Littleton, \*Lollar, \*Love, \*Lundberg, \*Lynn, \*Marsh, \*Matheny, \*Matlock, \*McDaniel, \*McManus, \*Miller, \*Mitchell, \*Moody, \*Odom, \*Parkinson, \*Pitts, \*Powell, \*Ramsey, \*Rich, \*Rogers, \*Sanderson, \*Sexton, \*Shaw, \*Shepard, \*Shipley, \*Sparks, \*Spivey, \*Stewart, \*Swann, \*Tidwell, \*Todd, \*Turner M, \*VanHuss, \*Watson, \*Weaver, \*White D, \*White M, \*Williams R, \*Williams K, \*Windle, \*Wirgau.

**House Joint Resolution No. 822** -- Memorials, Retirement - John Dean. by \*Farmer, \*Goins.

**House Joint Resolution No. 823** -- Memorials, Death - Billy D. Schrivner. by \*Eldridge.

**House Joint Resolution No. 824** -- Memorials, Recognition - Coalition of 100 Black Women. by \*Favors.

**House Joint Resolution No. 825** -- Memorials, Interns - Garrah Janee Carter-Mason. by \*Haynes.

**House Joint Resolution No. 826** -- Memorials, Interns - Kara Lee Arnold. by \*Haynes.

**House Joint Resolution No. 827** -- Memorials, Death - Beverley Pierce Woodruff. by \*Swann, \*Ramsey.

**House Joint Resolution No. 828** -- Memorials, Recognition - Lebanon-Wilson County Chamber of Commerce, 90th anniversary. by \*Pody.

**House Joint Resolution No. 829** -- Memorials, Retirement - Judge Bob Hamilton. by \*Pody.

**House Joint Resolution No. 830** -- Memorials, Professional Achievement - William Dunn, 2013 Memphis District Dispatcher of the Year. by \*Rich.

**House Joint Resolution No. 831** -- Memorials, Retirement - Gary Antrican. by \*Fitzhugh.

**House Joint Resolution No. 832** -- Memorials, Sports - South Side High School boys' basketball team, Class AA State Champions. by \*Eldridge.

**House Joint Resolution No. 833** -- Memorials, Recognition - Gabby Galluzzi, Governor's Volunteer Stars Award. by \*Evans.

**House Joint Resolution No. 834** -- Memorials, Recognition - Dr. Tommy Crunk, Governor's Volunteer Stars Award. by \*Evans.

**House Joint Resolution No. 835** -- Memorials, Recognition - Stacy Frazier, Governor's Volunteer Stars Award. by \*Evans.

**House Joint Resolution No. 836** -- Memorials, Recognition - Max Arnold Hill of Blount County. by \*Ramsey.

**House Joint Resolution No. 837** -- Memorials, Recognition - Jaliyah Peterson, Miss Black Clarksville 2014. by \*Pitts, \*Stewart, \*Johnson C, \*Tidwell.

**House Joint Resolution No. 838** -- Memorials, Recognition - Lindsey Armstrong, Governor's Volunteer Stars Award. by \*Watson.

**House Joint Resolution No. 840** -- Memorials, Recognition - Cliff and Jane Sharp. by \*Carr J.

**House Joint Resolution No. 841** -- Memorials, Personal Occasion - Vera Bee. by \*Bailey.

**\*Senate Joint Resolution No. 649** -- Memorials, Recognition - Tennessee Division of Forestry, 100th anniversary. by \*Southerland, \*Beavers, \*Crowe, \*Overbey, \*Tracy, \*Bell, \*Bowling, \*Burks, \*Campfield, \*Dickerson, \*Finney, \*Ford, \*Gardenhire, \*Green, \*Gresham, \*Haile, \*Harper, \*Henry, \*Hensley, \*Johnson, \*Kelsey, \*Ketron, \*Kyle, \*Massey, \*McNally, \*Niceley, \*Norris, \*Stevens, \*Summerville, \*Tate, \*Watson, \*Yager, \*Ramsey.

## MONDAY, MARCH 24, 2014 – FIFTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

**Senate Joint Resolution No. 653** -- Memorials, Interns - Savannah Rae Dabney. by \*Massey.

**Senate Joint Resolution No. 654** -- Memorials, Death - Patrick Herman Vogel. by \*Massey, \*Overbey.

**Senate Joint Resolution No. 655** -- Memorials, Sports - Webb School of Knoxville, Division II Class A Girls' Basketball State Champions. by \*Massey, \*Campfield, \*McNally.

**Senate Joint Resolution No. 656** -- Memorials, Professional Achievement - Merry Anderson, Knox County Middle School Teacher of the Year. by \*Massey, \*Campfield, \*McNally.

**Senate Joint Resolution No. 657** -- Memorials, Professional Achievement - Kristin Risdahl, Knox County Elementary School Teacher of the Year. by \*Massey, \*Campfield.

**Senate Joint Resolution No. 658** -- Memorials, Professional Achievement - Leslie Howe, Knox County High School Teacher of the Year. by \*Massey, \*Campfield.

**Senate Joint Resolution No. 661** -- Memorials, Recognition - Hannah Denson, Prudential Spirit of Community Award. by \*Green.

### OBJECTION--CONSENT CALENDAR

Objection(s) was/were filed to the following on the Consent Calendar:

**House Resolution No. 190:** by Rep. Littleton

**House Joint Resolution No. 815:** by Rep. McCormick

Under the rules, House Resolution(s) No(s). 190 and House Joint Resolution(s) No(s). 815 were placed at the heel of the calendar for March 27, 2014.

Rep. Powell moved that all members of the Davison County delegation voting in the affirmative be added to House Joint Resolution No. 802 as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. D. Carr moved that all members voting aye on Senate Joint Resolution No. 649 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan, Womick.

Rep. Floyd moved that all members voting aye on House Joint Resolution No. 806 be added as co-prime sponsors with the Hamilton County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan, Womick.

Rep. Floyd moved that all members voting aye on House Joint Resolution No. 807 be added as co-prime sponsors with the Hamilton County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan, Womick.

**MONDAY, MARCH 24, 2014 – FIFTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION**

Rep. Floyd moved that all members voting aye on House Joint Resolution No. 808 be added as co-prime sponsors with the Hamilton County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan, Womick.

Rep. Floyd moved that all members voting aye on House Joint Resolution No. 809 be added as co-prime sponsors with the Hamilton County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan, Womick.

Rep. Floyd moved that all members voting aye on House Joint Resolution No. 810 be added as co-prime sponsors with the Hamilton County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan, Womick.

Rep. Floyd moved that all members voting aye on House Joint Resolution No. 811 be added as co-prime sponsors with the Hamilton County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan, Womick.

Rep. Floyd moved that all members voting aye on House Joint Resolution No. 812 be added as co-prime sponsors with the Hamilton County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan, Womick.

Rep. Floyd moved that all members voting aye on House Joint Resolution No. 813 be added as co-prime sponsors with the Hamilton County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan, Womick.

Rep. Floyd moved that all members voting aye on House Joint Resolution No. 814 be added as co-prime sponsors with the Hamilton County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan, Womick.

Rep. Floyd moved that all members voting aye on House Joint Resolution No. 816 be added as co-prime sponsors with the Hamilton County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan, Womick.

Rep. Floyd moved that all members voting aye on House Joint Resolution No. 817 be added as co-prime sponsors with the Hamilton County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan, Womick.

Rep. Floyd moved that all members voting aye on House Joint Resolution No. 818 be added as co-prime sponsors with the Hamilton County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan, Womick.

## MONDAY, MARCH 24, 2014 – FIFTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

Rep. Floyd moved that all members voting aye on House Joint Resolution No. 819 be added as co-prime sponsors with the Hamilton County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan, Womick.

Rep. Floyd moved that all members voting aye on House Joint Resolution No. 820 be added as co-prime sponsors with the Hamilton County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan, Womick.

Rep. Floyd moved that all members voting aye on House Joint Resolution No. 821 be added as co-prime sponsors with the Hamilton County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan, Womick.

Pursuant to **Rule No. 50**, Rep. Dunn moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes .....	90
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Rogers, Sanderson, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 90

Representatives present and not voting were: Cooper -- 1

A motion to reconsider was tabled.

### REGULAR CALENDAR

**House Bill No. 555** -- Optometry - As introduced, deletes the exemption to the prohibition on optometrists practicing in a retail store or other commercial establishment for optometrist who practiced in the retail or commercial establishment prior to April 17, 1967. - Amends TCA Title 63, Chapter 8. by \*Dennis, \*Faison, \*Durham, \*Littleton, \*Shepard, \*Goins. (\*SB220 by \*Overbey)

Further consideration of House Bill No. 555, previously considered on March 17, 2014 at which time it was reset for today's Calendar.

3263

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

## MONDAY, MARCH 24, 2014 – FIFTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

On motion, House Bill No. 555 was made to conform with **Senate Bill No. 220**; the Senate Bill was substituted for the House Bill.

Rep. Dennis moved that Senate Bill No. 220 be passed on third and final consideration.

Rep. Ramsey moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Dennis moved that **Senate Bill No. 220** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	86
Noes.....	2
Present and not voting.....	2

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Cooper, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Rogers, Sanderson, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Windle, Wirgau, Womick -- 86

Representatives voting no were: Johnson G, Matlock -- 2

Representatives present and not voting were: Coley, Dean -- 2

A motion to reconsider was tabled.

### REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “not voting” to “aye” on **Senate Bill No. 220** and have this statement entered in the Journal: Rep(s). R. Williams.

### REGULAR CALENDAR, CONTINUED

**House Bill No. 1670** -- Public Contracts - As introduced, allows local governments to distribute and receive invitations to bid and requests for proposals electronically instead of by mail; prohibits state agencies and local governments from requiring small businesses and minority-owned businesses to participate in such activities electronically. - Amends TCA Title 12. by \*McDaniel. (\*SB1714 by \*Yager)

On motion, House Bill No. 1670 was made to conform with **Senate Bill No. 1714**; the Senate Bill was substituted for the House Bill.

**MONDAY, MARCH 24, 2014 – FIFTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION**

Rep. McDaniel moved that Senate Bill No. 1714 be passed on third and final consideration.

Rep. Haynes moved that State Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. McDaniel moved that **Senate Bill No. 1714** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 90  
Noes ..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Rogers, Sanderson, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 90

A motion to reconsider was tabled.

**House Bill No. 1671** -- Contractors - As introduced, clarifies provisions on bid document procedures; renders void any bid where required information is not submitted; removes civil penalties and criminal penalties on certain violations. - Amends TCA Title 62, Chapter 6, Part 1. by \*McDaniel. (\*SB1713 by \*Yager)

On motion, House Bill No. 1671 was made to conform with **Senate Bill No. 1713**; the Senate Bill was substituted for the House Bill.

Rep. McDaniel moved that Senate Bill No. 1713 be passed on third and final consideration.

Rep. Haynes moved that State Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. McDaniel moved that **Senate Bill No. 1713** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 92  
Noes ..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts,

**MONDAY, MARCH 24, 2014 – FIFTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION**

Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

A motion to reconsider was tabled.

**\*House Bill No. 2477** -- School Districts, Special - As introduced, changes the debt service tax rate for the Oneida special school district from 70 cents per one hundred dollars of assessed value of property as set in 1990 and adjusted subsequently pursuant to general law to 51 cents; maintains the present operational tax rate at 27 cents. - Amends Chapter 178 of the Private Acts of 1975; as amended. by \*McDaniel. (SB2579 by \*Yager)

Rep. McDaniel moved that **House Bill No. 2477** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 91  
Noes..... 2

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Lamberth, Littleton, Lollar, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Wirgau, Womick, Madam Speaker Harwell -  
- 91

Representatives voting no were: Keisling, Windle -- 2

A motion to reconsider was tabled.

**House Bill No. 1883** -- Weapons - As introduced, makes lawful the sale, transfer, ownership, possession and transportation of switchblade knives and knives with a blade length in excess of four inches; increases from \$3,000 to \$6,000 the maximum fine for possessing a switchblade knife with the intent to employ it during commission of a dangerous felony; creates Class D felony of employing a switchblade knife during commission of a dangerous felony. - Amends TCA Title 39, Chapter 17, Part 13. by \*Dennis. (\*SB1771 by \*Bell, \*Summerville, \*Green)

On motion, House Bill No. 1883 was made to conform with **Senate Bill No. 1771**; the Senate Bill was substituted for the House Bill.

Rep. Dennis moved that Senate Bill No. 1771 be passed on third and final consideration.

Rep. Watson moved that Criminal Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.



Rep. Rich moved the previous question, which motion prevailed.

Rep. Dennis moved that **Senate Bill No. 1771** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	75
Noes.....	16
Present and not voting.....	2

Representatives voting aye were: Alexander, Bailey, Brooks H, Butt, Calfee, Carr D, Carr J, Carter, Casada, Coley, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Floyd, Forgety, Goins, Halford, Hall, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Johnson C, Kane, Keisling, Lamberth, Littleton, Lollar, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Moody, Parkinson, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shepard, Shipley, Sparks, Spivey, Swann, Tidwell, Todd, Travis, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 75

Representatives voting no were: Armstrong, Cooper, Fitzhugh, Gilmore, Hardaway, Jernigan, Johnson G, Jones, Miller, Mitchell, Odom, Pitts, Powell, Shaw, Stewart, Turner J -- 16

Representatives present and not voting were: Akbari, Camper -- 2

A motion to reconsider was tabled.

**House Bill No. 1888** -- Insurance Companies, Agents, Brokers, Policies - As introduced, requires an applicant for an insurer producer license to have completed a prelicensing course of study of at least 20 hours of coursework for life, accident and health, property, casualty, personal lines or title insurance. - Amends TCA Title 56, Chapter 6. by \*Dennis. (\*SB1971 by \*Stevens)

On motion, House Bill No. 1888 was made to conform with **Senate Bill No. 1971**; the Senate Bill was substituted for the House Bill.

Rep. Dennis moved that **Senate Bill No. 1971** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	63
Noes.....	22
Present and not voting.....	1

Representatives voting aye were: Alexander, Bailey, Brooks H, Butt, Calfee, Carr D, Carr J, Casada, Coley, Dean, Dennis, Doss, Durham, Eldridge, Evans, Faison, Farmer, Fitzhugh, Forgety, Halford, Hall, Harrison, Hawk, Hill M, Hill T, Holt, Johnson C, Johnson G, Keisling, Lamberth, Littleton, Lollar, Lynn, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Sanderson, Sexton, Shepard, Shipley, Sparks, Spivey, Swann, Tidwell, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams R, Wirgau, Womick -- 63

**MONDAY, MARCH 24, 2014 – FIFTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION**

Representatives voting no were: Akbari, Armstrong, Camper, Carter, Dunn, Favors, Floyd, Haynes, Jernigan, Jones, Lundberg, Marsh, Miller, Odom, Rogers, Sargent, Shaw, Stewart, Todd, Travis, Williams K, Windle -- 22

Representatives present and not voting were: Kane -- 1

A motion to reconsider was tabled.

**REQUEST TO CHANGE VOTE**

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “not voting” to “no” on **Senate Bill No. 1971** and have this statement entered in the Journal: Rep(s). Hardaway.

**REGULAR CALENDAR, CONTINUED**

**House Bill No. 2387** -- Notary Public - As introduced, allows notaries public to charge reasonable fees for their services instead of statutorily fixed fees; provides that notaries public are approved by the governor instead of commissioned by the governor. - Amends TCA Title 2; Title 4; Title 8 and Title 18. by \*Dennis. (\*SB2341 by \*Johnson)

Rep. Dennis moved that House Bill No. 2387 be passed on third and final consideration.

Rep. Lamberth moved the previous question, which motion prevailed.

Rep. Dennis moved that **House Bill No. 2387** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	66
Noes.....	25
Present and not voting.....	1

Representatives voting aye were: Akbari, Alexander, Bailey, Brooks H, Butt, Calfee, Carr J, Carter, Casada, Coley, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Harrison, Hawk, Hill M, Hill T, Holt, Johnson C, Kane, Lamberth, Lollar, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Moody, Parkinson, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shepard, Shipley, Sparks, Spivey, Tidwell, Todd, Travis, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Womick -- 66

Representatives voting no were: Armstrong, Camper, Carr D, Cooper, Favors, Fitzhugh, Hardaway, Haynes, Jernigan, Johnson G, Jones, Keisling, Littleton, Lynn, Miller, Mitchell, Odom, Powell, Shaw, Stewart, Swann, Turner J, Turner M, Windle, Wirgau -- 25

Representatives present and not voting were: Love -- 1

A motion to reconsider was tabled.

**MONDAY, MARCH 24, 2014 – FIFTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION**

**House Bill No. 1955** -- Health Care - As introduced, deletes obsolete language that previously required the department of health to file with the general assembly an annual progress report on methicillin resistant staphylococcus aureus. - Amends TCA Title 63, Chapter 1 and Title 68, Chapter 11. by \*Dennis. (\*SB2052 by \*Overbey)

On motion, House Bill No. 1955 was made to conform with **Senate Bill No. 2052**; the Senate Bill was substituted for the House Bill.

Rep. Dennis moved that Senate Bill No. 2052 be passed on third and final consideration.

Rep. Ramsey moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Fitzhugh moved that Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Dennis moved that **Senate Bill No. 2052** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 78  
Noes..... 6

Representatives voting aye were: Akbari, Alexander, Brooks H, Butt, Calfee, Carr D, Carr J, Carter, Casada, Coley, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Fitzhugh, Floyd, Forgety, Goins, Halford, Hall, Harrison, Hawk, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Kane, Lamberth, Littleton, Lollar, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 78

Representatives voting no were: Armstrong, Favors, Gilmore, Jones, Shaw, Todd -- 6

A motion to reconsider was tabled.

**EXCUSED**

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Pody

**REGULAR CALNEDAR, CONTINUED**

**\*House Bill No. 1423** -- Trusts - As introduced, separates the state trust company formation process from the process for chartering a new state bank and addresses statutory requirements regarding state trust company governance and operations. - Amends TCA Title 45, Chapter 1 and Title 45, Chapter 2. by \*McCormick, \*Dennis, \*Brooks K, \*DeBerry J. (SB1627 by \*Norris, \*Stevens)

**MONDAY, MARCH 24, 2014 – FIFTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION**

On motion, House Bill No. 1423 was made to conform with **Senate Bill No. 1627**; the Senate Bill was substituted for the House Bill.

Rep. Dennis moved that Senate Bill No. 1627 be passed on third and final consideration.

Rep. McManus moved that Insurance and Banking Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Dennis moved that **Senate Bill No. 1627** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 92  
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Lamberth, Littleton, Lollar, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

A motion to reconsider was tabled.

**House Bill No. 2314** -- Uniform Laws - As introduced, enacts the "Uniform Deployed Parents Custody and Visitation Act". - Amends TCA Title 36. by \*Ragan, \*Camper. (\*SB2418 by \*Gresham)

Rep. Ragan moved that House Bill No. 2314 be passed on third and final consideration.

Rep. Lundberg moved adoption of Civil Justice Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 2314 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 36, is amended by adding the following as a new chapter 7:

36-7-101. This chapter shall be known and may be cited as the Uniform Deployed Parents Custody and Visitation Act.

36-7-102. In this chapter:

(1) “Adult” means an individual who has attained eighteen (18) years of age or is an emancipated minor;

(2) “Caretaking authority” means the right to live with and care for a child on a day-to-day basis. “Caretaking authority” includes physical custody, parenting time, right to access, and visitation;

(3) “Child” means:

(A) An unemancipated individual who has not attained eighteen (18) years of age; or

(B) An adult son or daughter by birth or adoption, or under law of this state other than this chapter, who is the subject of a court order concerning custodial responsibility;

(4) “Court” means a tribunal, including an administrative agency, authorized under law of this state other than this chapter to make, enforce, or modify a decision regarding custodial responsibility;

(5) “Custodial responsibility” includes all powers and duties relating to caretaking authority and decision-making authority for a child. “Custodial responsibility” includes physical custody, legal custody, parenting time, right to access, visitation, and authority to grant limited contact with a child;

(6)

(A) “Decision-making authority” means the power to make important decisions regarding a child, including decisions regarding the child’s education, religious training, health care, extracurricular activities, and travel.

(B) “Decision-making authority” does not include the power to make decisions that necessarily accompany a grant of caretaking authority;

(7) “Deploying parent” means a service member who is deployed or has been notified of impending deployment and is:

(A) A parent of a child under law of this state other than this chapter; or

(B) An individual who has custodial responsibility for a child under law of this state other than this chapter;

(8) “Deployment” means the movement or mobilization of a service member for more than thirty (30) days pursuant to uniformed service orders that:

(A) Are designated as unaccompanied;

(B) Do not authorize dependent travel; or

(C) Otherwise do not permit the movement of family members to the location to which the service member is deployed;

(9) “Family member” means a sibling, aunt, uncle, cousin, stepparent, or grandparent of a child or an individual recognized to be in a familial relationship with a child under law of this state other than this chapter;

(10) “Limited contact” means the authority of a nonparent to visit a child for a limited time. “Limited contact” includes authority to take the child to a place other than the residence of the child;

(11) “Nonparent” means an individual other than a deploying parent or other parent;

(12) “Other parent” means an individual who, in common with a deploying parent, is:

(A) A parent of a child under law of this state other than this chapter; or

(B) An individual who has custodial responsibility for a child under law of this state other than this chapter;

(13) “Record” means information that is inscribed on a tangible medium or that is stored in an electronic or other medium and is retrievable in perceivable form;

(14) “Return from deployment” means the conclusion of a service member’s deployment as specified in uniformed service orders;

(15) “Service member” means a member of a uniformed service;

(16) “Sign” means, with present intent to authenticate or adopt a record:

(A) To execute or adopt a tangible symbol; or

(B) To attach to or logically associate with the record an electronic symbol, sound, or process;

(17) “State” means a state of the United States, the District of Columbia, Puerto Rico, the United States Virgin Islands, or any territory or insular possession subject to the jurisdiction of the United States; and

(18) “Uniformed service” means:

(A) Active and reserve components of the army, navy, air force, marine corps, or coast guard of the United States;

(B) The United States merchant marine;

(C) The commissioned corps of the United States public health service;

(D) The commissioned corps of the national oceanic and atmospheric administration of the United States; or

(E) The national guard of a state.

36-7-103. In addition to other remedies under law of this state other than this chapter, if a court finds that a party to a proceeding under this chapter has acted in bad faith or intentionally failed to comply with this chapter or a court order issued under this chapter, the court may assess reasonable attorney’s fees and costs against the party and order other appropriate relief.

36-7-104.

(a) A court may issue an order regarding custodial responsibility under this chapter only if the court has jurisdiction under the Uniform Child Custody Jurisdiction and Enforcement Act, compiled in chapter 6, part 2 of this title.

(b) If a court has issued a temporary order regarding custodial responsibility pursuant to part 3 of this chapter, the residence of the deploying parent is not changed by reason of the deployment for the purposes of the Uniform Child Custody Jurisdiction and Enforcement Act during the deployment.

(c) If a court has issued a permanent order regarding custodial responsibility before notice of deployment and the parents have requested to modify that order temporarily by agreement pursuant to part 2 of this chapter, the residence of the deploying parent is not changed by reason of the deployment for the purposes of the Uniform Child Custody Jurisdiction and Enforcement Act.

(d) If a court in another state has issued a temporary order regarding custodial responsibility as a result of impending or current deployment, the residence of the deploying parent is not changed by reason of the deployment for the purposes of the Uniform Child Custody Jurisdiction and Enforcement Act.

(e) This section does not prevent a court from exercising temporary emergency jurisdiction under the Uniform Child Custody Jurisdiction and Enforcement Act.

36-7-105.

(a) Except as otherwise provided in subsection (d) and subject to subsection (c), a deploying parent shall notify in a record the other parent of a pending deployment not later than seven (7) days after receiving notice of deployment unless reasonably prevented from doing so by the circumstances of service. If the circumstances of service prevent giving notification within the seven (7) days, the deploying parent shall give the notification as soon as reasonably possible.

(b) Except as otherwise provided in subsection (d) and subject to subsection (c), each parent shall provide in a record the other parent with a proposed plan for fulfilling that parent's share of custodial responsibility during deployment. Each parent shall provide the plan as soon as reasonably possible after notification of deployment is given under subsection (a).

(c) If a court order currently in effect prohibits disclosure of the address or contact information of the other parent, notification of deployment under subsection (a), or notification of a plan for custodial responsibility during deployment under subsection (b), may be made only to the issuing court. If the address of the other parent is available to the issuing court, the court shall forward the notification to the other parent. The court shall keep confidential the address or contact information of the other parent.

(d) Notification in a record under subsection (a) or (b) is not required if the parents are living in the same residence and both parents have actual notice of the deployment or plan.

(e) In a proceeding regarding custodial responsibility, a court may consider the reasonableness of a parent's efforts to comply with this section.

36-7-106.

(a) Except as otherwise provided in subsection (b), an individual to whom custodial responsibility has been granted during deployment pursuant to part 2 or 3 of this chapter shall notify the deploying parent and any other person with custodial responsibility of a child of any change of the individual's mailing address or residence until the grant is terminated. The individual shall provide the notice to any court that has issued a custody or child support order concerning the child which is in effect.

(b) If a court order currently in effect prohibits disclosure of the address or contact information of an individual to whom custodial



responsibility has been granted, a notification under subsection (a) may be made only to the court that issued the order. The court shall keep confidential the mailing address or residence of the individual to whom custodial responsibility has been granted.

36-7-107. In a proceeding for custodial responsibility of a child of a service member, a court may not consider a parent's past deployment or possible future deployment in itself in determining the best interest of the child but may consider any significant impact on the best interest of the child of the parent's past or possible future deployment.

36-7-201.

(a) The parents of a child may enter into a temporary agreement under this part granting custodial responsibility during deployment.

(b) An agreement under subsection (a) must be:

(1) In writing; and

(2) Signed by both parents and any nonparent to whom custodial responsibility is granted.

(c) Subject to subsection (d), an agreement under subsection (a), if feasible, must:

(1) Identify the destination, duration, and conditions of the deployment that is the basis for the agreement;

(2) Specify the allocation of caretaking authority among the deploying parent, the other parent, and any nonparent;

(3) Specify any decision-making authority that accompanies a grant of caretaking authority;

(4) Specify any grant of limited contact to a nonparent;

(5) If under the agreement custodial responsibility is shared by the other parent and a nonparent, or by other nonparents, provide a process to resolve any dispute that may arise;

(6) Specify the frequency, duration, and means, including electronic means, by which the deploying parent will have contact with the child, any role to be played by the other parent in facilitating the contact, and the allocation of any costs of contact;

(7) Specify the contact between the deploying parent and child during the time the deploying parent is on leave or is otherwise available;

(8) Acknowledge that any party's child-support obligation cannot be modified by the agreement, and that changing the terms of the obligation during deployment requires modification in the appropriate court;

(9) Provide that the agreement will terminate according to the procedures under part 4 of this chapter after the deploying parent returns from deployment; and

(10) Specify which parent is required to file the agreement with a court of competent jurisdiction pursuant to § 36-7-205.

(d) The omission of any of the items specified in subsection (c) does not invalidate an agreement under this section.

36-7-202.

(a) An agreement under this part is temporary and terminates pursuant to part 4 of this chapter after the deploying parent returns from deployment, unless the agreement has been terminated before that time by court order or modification under § 36-7-203. The agreement does not create an independent, continuing right to caretaking authority, decision-making authority, or limited contact in an individual to whom custodial responsibility is given.

(b) A nonparent who has caretaking authority, decision-making authority, or limited contact by an agreement under this part has standing to enforce the agreement until it has been terminated by court order, by modification under § 36-7-203, or under part 4 of this chapter.

36-7-203.

(a) By mutual consent, the parents of a child may modify an agreement regarding custodial responsibility made pursuant to this part.

(b) If an agreement is modified under subsection (a) before deployment of a deploying parent, the modification must be in writing and signed by both parents and any nonparent who will exercise custodial responsibility under the modified agreement approved by the court.

(c) If an agreement is modified under subsection (a) during deployment of a deploying parent, the modification must be agreed to in a record by both parents and any nonparent who will exercise custodial responsibility under the modified agreement approved by the court.

36-7-204. A deploying parent, by power of attorney, may delegate all or part of custodial responsibility to an adult nonparent for the period of deployment if no other parent possesses custodial responsibility under law of this state other than this part, or if a court order currently in effect prohibits contact between the child and the other parent. The deploying parent may revoke the power of attorney by signing a revocation of the power.

36-7-205. An agreement or power of attorney under this part must be filed within a reasonable time with any court that has entered an order on custodial responsibility or child support that is in effect concerning the child who is the subject of the agreement or power of attorney and shall be binding upon the parties upon approval by the court. The case number and heading of the pending case concerning custodial responsibility or child support must be provided to the court with the agreement or power of attorney.

36-7-301. In this part, “close and substantial relationship” means a relationship in which a significant bond exists between a child and a nonparent.

36-7-302.

(a) After a deploying parent receives notice of deployment and until the deployment terminates, a court may issue a temporary order granting custodial responsibility unless prohibited by the Service Members Civil Relief Act, 50 U.S.C. Appendix Sections 521 and 522 and may not issue a permanent order granting custodial responsibility without the consent of the deploying parent.

(b) At any time after a deploying parent receives notice of deployment, either parent may file an action regarding custodial responsibility of a child during deployment. A motion must be filed in a pending proceeding for custodial responsibility in a court with jurisdiction under § 36-7-104 or, if there is no pending proceeding in a court with jurisdiction under § 36-7-104, in a new complaint for granting custodial responsibility during deployment.

36-7-303. If an action to grant custodial responsibility is filed under § 36-7-302(b) before a deploying parent deploys, the court shall conduct an expedited hearing.

36-7-304. In a proceeding under this part, a party or witness who is not reasonably available to appear personally may appear, provide testimony, and present evidence by electronic means unless the court finds good cause to require a personal appearance.

36-7-305. In a proceeding for a grant of custodial responsibility pursuant to this part, the following rules apply:

(1) A prior judicial order designating custodial responsibility in the event of deployment is binding on the court unless the circumstances

meet the requirements of law of this state other than this chapter for modifying a judicial order regarding custodial responsibility; and

(2) The court shall enforce a prior written agreement between the parents for designating custodial responsibility in the event of deployment, including an agreement or modification executed under part 2 of this chapter, unless the court finds that the agreement is contrary to the best interest of the child.

36-7-306.

(a) On motion of a deploying parent and in accordance with law of this state other than this chapter, if it is in the best interest of the child, a court may grant caretaking authority to a nonparent who is an adult family member of the child.

(b) Unless a grant of caretaking authority to a nonparent under subsection (a) is agreed to by the other parent, the grant is limited to an amount of time not greater than:

(1) The amount of time granted to the deploying parent under a permanent custody order, but the court may add unusual travel time necessary to transport the child; or

(2) In the absence of a permanent custody order that is currently in effect, the amount of time that the deploying parent habitually cared for the child before being notified of deployment, but the court may add unusual travel time necessary to transport the child.

(c) A court may grant part of a deploying parent's decision-making authority, if the deploying parent and the other parent are both unable to exercise that authority, to a nonparent who is an adult family member of the child or an adult with whom the child has a close and substantial relationship. If a court grants the authority to a nonparent, the court shall specify the decision-making powers granted, including decisions regarding the child's education, religious training, health care, extracurricular activities, and travel.

36-7-307.

(a) A grant of authority under this part is temporary and terminates under part 4 of this chapter after the return from deployment of the deploying parent, unless the grant has been terminated before that time by court order. The grant does not create an independent, continuing right to caretaking authority, decision-making authority, or limited contact in an individual to whom it is granted.

(b) A nonparent granted caretaking authority, decision-making authority, or limited contact under this part has standing to enforce the grant until it is terminated by court order or under part 4 of this chapter.

36-7-308.

(a) An order granting custodial responsibility under this part must:

(1) Designate the order as temporary; and

(2) Identify to the extent feasible the destination, duration, and conditions of the deployment.

(b) If applicable, an order for custodial responsibility under this part must:

(1) Specify the allocation of caretaking authority, decision-making authority, or limited contact among the deploying parent, the other parent, and any nonparent;

(2) If the order divides caretaking or decision-making authority between individuals, or grants caretaking authority to one individual and limited contact to another, provide a process to resolve any dispute that may arise;

(3) Provide for liberal communication between the deploying parent and the child during deployment, including through electronic means, unless contrary to the best interest of the child, and allocate any costs of communications;

(4) Provide for liberal contact between the deploying parent and the child during the time the deploying parent is on leave or otherwise available, unless contrary to the best interest of the child; and

(5) Provide that the order will terminate pursuant to part 4 of this chapter after the deploying parent returns from deployment.

36-7-309. If a court has issued an order granting caretaking authority under this part, or an agreement granting caretaking authority has been executed under part 2 of this chapter, the court may enter a temporary order for child support consistent with law of this state other than this chapter if the court has jurisdiction under the Uniform Interstate Family Support Act, compiled in chapter 5, parts 21-29 of this title.

36-7-310.

(a) Except for an order under § 36-7-305, except as otherwise provided in subsection (b), and consistent with the Service Members Civil

Relief Act, 50 U.S.C. Appendix Sections 521 and 522, on motion of a deploying or other parent or any nonparent to whom caretaking authority, decision-making authority, or limited contact has been granted, the court may modify or terminate the grant if the modification or termination is consistent with this part and it is in the best interest of the child. A modification is temporary and terminates pursuant to part 4 of this chapter after the deploying parent returns from deployment, unless the grant has been terminated before that time by court order.

(b) On motion of a deploying parent, the court shall terminate a grant of limited contact.

36-7-401.

A temporary order entered under this chapter providing for a modification of a child custody decree shall terminate at the end of the deployment and shall revert back to the previous custody order.

36-7-501. In applying and construing this uniform law, consideration must be given to the need to promote uniformity of the law with respect to its subject matter among states that enact it.

36-7-502. This chapter modifies, limits, or supersedes the Electronic Signatures in Global and National Commerce Act, 15 U.S.C. Section 7001 et seq., but does not modify, limit, or supersede Section 101(c) of that act, 15 U.S.C. Section 7001(c), or authorize electronic delivery of any of the notices described in Section 103(b) of that act, 15 U.S.C. Section 7003(b).

36-7-503. This chapter does not affect the validity of a temporary court order concerning custodial responsibility during deployment which was entered before the effective date of this chapter.

SECTION 2. Tennessee Code Annotated, Sections 36-6-113 and 36-6-308, are amended by deleting the sections in their entirety.

SECTION 3. This act shall take effect July 1, 2014, the public welfare requiring it.

On motion, Civil Justice Committee Amendment No. 1 was adopted.

Rep. Ragan moved that **House Bill No. 2314**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	91
Noes .....	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C,

3280

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

Johnson G, Jones, Kane, Lamberth, Littleton, Lollar, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 91

A motion to reconsider was tabled.

**House Bill No. 2483** -- TennCare - As introduced, requires the department of health to consider information relative to the use of lenses, spectacles, eye glasses and optical devices for nursing home residents with visual impairments when reviewing or revising the department's recommendation on the personal needs allowance; extends recommendation deadline to January 2015. - Amends TCA Title 63; Title 68 and Title 71. by \*Floyd, \*Ragan. (\*SB2514 by \*Johnson)

Rep. Ragan moved that House Bill No. 2483 be passed on third and final consideration.

Rep. Ramsey moved adoption of Health Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 2483 by deleting all of the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 68, Chapter 1, Part 1, is amended by adding the following as a new section:

68-1-129.

(a) The department shall develop an optical examination waiver form to permit any patient diagnosed with Alzheimer's disease, Alzheimer's related dementia, or vascular dementia, to obtain lenses, spectacles, eye glasses, or optical devices using an expired prescription when such patient's disease or dementia would preclude the patient from undergoing an optical examination. The department shall make such forms available on its website.

(b) Such optical examination waiver form shall be signed by a licensed physician who has determined:

(1) The patient has Alzheimer's disease, Alzheimer's related dementia, or vascular dementia;

(2) The symptoms of the disease or dementia significantly affects the patient's ability to sit for an optical examination to obtain a new optical prescription;

(3) The patient's lenses, spectacles, eye glasses, or optical devices are lost, broken, or damaged to a degree that renders them unusable; and

(4) The patient would derive significant benefit from replacement.

(c) It is lawful for any optician, optometrist, or ophthalmologist licensed in this state to fill the most recent expired prescription for any lenses, spectacles, eye glasses, or optical devices for a patient; provided the prescription is filled once pursuant to an optical examination waiver form described in subsection (b).

SECTION 2. This act shall take effect July 1, 2014, the public welfare requiring it.

On motion, Health Committee Amendment No. 1 was adopted.

Rep. Ragan moved that **House Bill No. 2483**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 93  
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

**House Bill No. 2068** -- Probate Law - As introduced, makes various technical changes and additions to present law concerning probates and trusts and specifies a process for creditor claims against former tenants by the entirety property. - Amends TCA Title 30; Title 31; Title 34 and Title 35. by \*Farmer. (\*SB1907 by \*Overbey)

On motion, House Bill No. 2068 was made to conform with **Senate Bill No. 1907**; the Senate Bill was substituted for the House Bill.

Rep. Farmer moved that Senate Bill No. 1907 be passed on third and final consideration.

Rep. Lundberg moved adoption of Civil Justice Committee Amendment No. 1 as follows:



**Amendment No. 1**

AMEND Senate Bill No. 1907 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION 8. Tennessee Code Annotated, Section 30-4-102(5), is amended by deleting the language "twenty-five thousand dollars (\$25,000)" and substituting the language "fifty thousand dollars (\$50,000)".

On motion, Civil Justice Committee Amendment No. 1 was adopted.

Rep. Farmer moved that **Senate Bill No. 1907**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 92  
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

A motion to reconsider was tabled.

**House Bill No. 2072** -- Controlled Substances - As introduced, permits personnel of a drug court treatment program, including judges, to access information in the controlled substance monitoring database that relates specifically to a current participant in the drug court treatment program. - Amends TCA Title 16, Chapter 22 and Title 53, Chapter 10, Part 3. by \*Farmer. (\*SB2113 by \*Overbey)

Rep. Farmer moved that House Bill No. 2072 be passed on third and final consideration.

Rep. Lundberg moved adoption of Civil Justice Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 2072 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 53-10-306, is amended by adding a new subdivision (a)(9) as follows and renumbering the existing subdivision as (a)(10):

(9) The judge of a drug court treatment program, created pursuant to title 16, chapter 22, that is participating in the pilot project pursuant to this act to the extent the information relates specifically to a current participant in the drug court treatment program. Any judge or personnel of a drug court treatment program receiving information from the database pursuant to this subdivision (a)(9) shall comply with the requirements of this subsection (a) and the following:

(A) Any judge of a participating drug court requesting information from the database shall submit an application to the board pursuant to subdivision (a)(9)(B) that must include acknowledgment by the district attorney general of the judge's judicial district that the judge is seeking information from the database on a current participant in the drug court treatment program;

(B) An application submitted by the judge of a drug court treatment program shall include:

(i) The applicant's name, title, agency, agency address, and the business email address;

(ii) The signatures of the judge and the district attorney general of the judicial district in which the judge has jurisdiction; and

(iii) The names of any current participants in the drug court treatment program that the judge has a reasonable belief may not be in compliance with the guidelines or rules of participation in the drug court treatment program as they pertain solely to the participant's unauthorized use or misuse of controlled substances. Such information shall not be considered a public record as defined by § 10-7-503; and

(C) The board shall, as part of the duty to maintain the database pursuant to § 53-10-305(e), receive the authorized application sent by the judge of the participating drug court treatment program pursuant to this subsection (a); or

SECTION 2. Tennessee Code Annotated, Section 53-10-306, is further amended by deleting subsection (c) in its entirety and substituting the following:

(c) The board of pharmacy shall by rule, establish a fee for providing information to a law enforcement agency, judicial district drug task force, TBI or a judge of a drug court treatment program pursuant to this section. In determining the fee and type of fee to be charged, the board shall consider options such as an annual fee or a per use, incremental cost basis fee.

SECTION 3. Tennessee Code Annotated, Section 53-10-306, is further amended by adding the following new subdivisions to subsection (e):

(3) Information obtained from the database by the judge of a drug court treatment program may be shared with personnel of a drug court treatment program. For the purposes of this subdivision (e)(3), "personnel of a drug court treatment program" includes a judge of a drug court and any person employed by the drug court and designated by the judge to require access to the information in order to efficiently administer the drug court treatment program.

(4) Any information obtained from the database that is sent to a judge of a drug court treatment program shall also be sent to the district attorney general of the judicial district in which the judge has jurisdiction.

SECTION 4. Tennessee Code Annotated, Section, 53-10-306, is further amended by redesignating subsection (f) as subdivision (f)(1) and adding a new subdivision (f)(2) as follows:

(2) To ensure the privacy and confidentiality of patient records, information obtained from the database by a drug court treatment program shall be retained by the program director of the drug court treatment program. The information obtained from the database shall not be made a public record, notwithstanding the use of the information in court for prosecution purposes.

SECTION 5. Tennessee Code Annotated, Section 53-10-306, is further amended by deleting subsection (i) in its entirety and substituting the following:

(i) If a law enforcement officer, judicial district drug task force agent, TBI agent or a judge of a drug court treatment program has probable cause to believe, based upon information received from a database request, that a prescriber or pharmacist may be acting or may have acted in violation of the law, the officer, agent or judge shall consult with the board of pharmacy inspector's office if a pharmacist or the health related boards' investigations unit if a prescriber.

SECTION 6. Tennessee Code Annotated, Section 53-10-306, is further amended by adding a new subsection (n) as follows:

(n) Prohibited access to, an inappropriate request for, or illegal disclosure of information from the database by a judge of a drug court treatment program shall be considered a violation of the canons of the code of judicial conduct, including Rules 1.2, 1.3 and 3.5.

SECTION 7. This act shall be constituted as a pilot project and be limited to three (3) judicial districts as selected by the commissioner of health. Upon selecting the participating districts, the controlled substance database committee or the committee's designee shall report the commissioner's selection to the health committee of the house of representatives and the health and welfare committee of the senate.

SECTION 8. This act shall take effect July 1, 2014, and expire June 30, 2016, the public welfare requiring it.

On motion, Civil Justice Committee Amendment No. 1 was adopted.

Rep. Farmer moved that **House Bill No. 2072**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 92  
Noes ..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

A motion to reconsider was tabled.

**House Bill No. 946** -- State Government - As introduced, authorizes the sports hall of fame board of directors to request goods and services from state entities as will enable the executive director to best serve the hall of fame. - Amends TCA Title 4, Chapter 3, Part 54. by \*Farmer. (\*SB822 by \*Stevens)

On motion, House Bill No. 946 was made to conform with **Senate Bill No. 822**; the Senate Bill was substituted for the House Bill.

Rep. Farmer moved that Senate Bill No. 822 be passed on third and final consideration.

Rep. Haynes moved that State Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sargent moved adoption of Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, as follows:

**Amendment No. 2**

AMEND Senate Bill No. 822 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-3-5403, is amended by deleting the section in its entirety and by substituting instead the following:

(a) The Tennessee sports hall of fame board of directors shall be composed of twenty-five (25) Tennessee citizens. Eight (8) members of the board shall be appointed by the governor, eight (8) members shall be appointed by the lieutenant governor and eight (8) members shall be appointed by the speaker of the house of representatives. The secretary

of state, or the secretary of state's designee, shall serve as an ex officio member of the board of directors. No more than eight (8) of the appointed members shall reside in a grand division. The department of state may, at the discretion of the secretary of state, provide administrative assistance to the hall of fame.

(b) The term of office for a director shall be for six (6) years and a director may be reappointed. The term for the initial board of directors shall be staggered so as one half (½) of the appointees serve a three (3) year initial term and thereafter a six (6) year term. Each director shall serve until the director's successor is appointed, and if a vacancy occurs on the board of directors, it shall be filled by the official who made the original appointment.

(c) The board of directors shall designate one (1) director to serve as president. The board shall also elect a vice president, and a secretary and such other officers as it deems necessary to perform the business of the entity. Such

officers and the secretary of state, or the secretary of state's designee, shall comprise the executive committee. The board may also appoint advisory boards to report to the executive committee as deemed necessary.

(d) The board of directors shall hold an annual meeting in the last quarter of the fiscal year, and may meet as often thereafter as the duties of the hall of fame require.

(e) The directors shall receive no compensation for their services.

(f) The board of directors of the hall of fame may appoint no more than five (5) ex officio, voting members of the board to advise it in its activities relative to the promotion, operation and marketing of activities for the hall of fame.

SECTION 2. Tennessee Code Annotated, Section 4-3-5404(a) is amended by adding the following as a new, appropriately designated subdivision:

(\_\_\_) Administer a scholarship program to award privately funded scholarships to students based on guidelines and criteria established by the board of directors, consistent with the purposes of the hall of fame.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, was adopted.

**MONDAY, MARCH 24, 2014 – FIFTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION**

Rep. Farmer moved that **Senate Bill No. 822**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 78  
Noes..... 11

Representatives voting aye were: Alexander, Bailey, Brooks H, Butt, Calfee, Carr D, Carr J, Carter, Casada, Coley, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Harrison, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Kane, Keisling, Lamberth, Littleton, Lollar, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Moody, Odom, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 78

Representatives voting no were: Akbari, Armstrong, Cooper, Fitzhugh, Hardaway, Johnson G, Jones, Miller, Parkinson, Shaw, Turner J -- 11

A motion to reconsider was tabled.

**House Bill No. 1753** -- Motor Vehicles - As introduced, revises various provisions relative to the filing of an application for a motor vehicle temporary lien. - Amends TCA Section 55-3-126. by \*Calfee. (\*SB1845 by \*Johnson)

On motion, House Bill No. 1753 was made to conform with **Senate Bill No. 1845**; the Senate Bill was substituted for the House Bill.

Rep. Calfee moved that **Senate Bill No. 1845** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 93  
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep. Sargent voted “aye” on **Senate Bill No. 1845**.

REGULAR CALENDAR, CONTINUED

**House Bill No. 2241** -- Sexual Offenses - As introduced, prohibits fact that subject of an offense was a law enforcement officer or that the victim was a consenting minor as defenses for the offense of promoting prostitution. - Amends TCA Title 39, Chapter 13, Part 5 and Title 40. by \*White D. (\*SB1748 by \*Yager, \*Ketron)

On motion, House Bill No. 2241 was made to conform with **Senate Bill No. 1748**; the Senate Bill was substituted for the House Bill.

Rep. D. White moved that **Senate Bill No. 1748** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 94  
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

**\*House Bill No. 2442** -- Newbern - As introduced, subject to local approval, allows treasurer, recorder and chief of police to be appointed by majority vote of the aldermen and mayor; permits individuals who live in or within 15 miles of the city limits, rather than just town residents, to serve as corporate officers. - Amends Chapter 450 of the Acts of 1901; as amended. by \*Sanderson. (SB2590 by \*Finney )

Rep. Sanderson moved that **House Bill No. 2442** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 94  
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins,

Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

**\*House Bill No. 477** -- Juvenile Offenders - As introduced, prohibits a child who has been adjudicated delinquent and is subject to a no contact order from attending school with the victim of the delinquent act unless the victim and the victim's parents consent to the attendance. - Amends TCA Title 37 and Title 49. by \*Rogers, \*Goins, \*Weaver, \*Butt, \*Sexton. (SB583 by \*Haile)

Rep. Rogers moved that House Bill No. 477 be passed on third and final consideration.

Rep. Lundberg moved adoption of Civil Justice Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 477 by deleting all language following the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 37-1-131, is amended by adding the following new subsection:

(c)

(1) This subsection shall apply to a juvenile who is adjudicated delinquent, but not committed to the custody of the department of children's services, for an act that if committed by an adult would be one (1) or more of the following offenses:

(A) First degree murder, as prohibited by § 39-13-202;

(B) Second degree murder, as prohibited by § 39-13-210;

(C) Voluntary manslaughter, as prohibited by § 39-13-211;

(D) Criminally negligent homicide, as prohibited by § 39-13-212;

(E) Rape, as prohibited by § 39-13-503;

(F) Aggravated rape, as prohibited by § 39-13-502;

(G) Rape of a child, as prohibited by 39-13-522;

3290

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.



(H) Aggravated rape of a child, as prohibited by § 39-13-531;

(I) Aggravated robbery, as prohibited by § 39-13-402;

(J) Especially aggravated robbery, as prohibited by § 39-13-403;

(K) Kidnapping, as prohibited by § 39-13-303;

(L) Aggravated kidnapping, as prohibited by § 39-13-304;

(M) Especially aggravated kidnapping, as prohibited by § 39-13-305;

(N) Aggravated assault, as prohibited by § 39-13-102;

(O) Felony reckless endangerment, as prohibited by § 39-13-103;

(P) Sexual battery, as prohibited by § 39-13-505;

(Q) Aggravated sexual battery, as prohibited by § 39-13-504; or

(R) Any other Class A or Class B felony.

(2) If a court finds a juvenile to be delinquent as a result of an act listed in subdivision (c)(1), the court shall have broad discretion to issue orders and, in conjunction with representatives from the LEA, to change the educational assignment of the juvenile. The court shall involve representatives of the LEA, as necessary, to ascertain a proper educational assignment and the availability of secure educational facilities for the juvenile who, through actions of the court, is facing personal restrictions or being released with compulsory attendance in school as a condition of personal restriction or release. There shall be a presumption in favor of issuing a court order prohibiting the juvenile from attending the same educational placement as the victim.

(3) The court shall have discretion to determine how best to restrict future contact of the defendant with the victim while the victim is at school or in other public settings.

(4) When consulted by the court, the representatives of the LEA shall provide a list of alternatives to attendance at the school which is attended by the victim. This information shall include the availability of programs including another school assignment within the district, alternative school, virtual education, homebound instruction, adult education programs, and high school equivalency testing eligibility.

(5) The school resource officer shall be authorized to assist school officials in the enforcement of orders issued by the court and shall be made fully aware of the confidential nature of any order and the student's educational assignment.

(6) For a delinquent act that would be any offense not specifically enumerated in subdivision (c)(1), the court shall have the discretionary authority to enter orders that provide sanctions for the offense and, in consultation with school officials, limitations or conditions on attendance at school.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Civil Justice Committee Amendment No. 1 was adopted.

Rep. Sexton moved the previous question, which motion prevailed.

Rep. Rogers moved that **House Bill No. 477**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 90  
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Fitzhugh, Floyd, Forgety, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 90

A motion to reconsider was tabled.

**House Bill No. 2504** -- Sumner County - As introduced, creates new division III of general sessions court; creates position of judge to serve such division; and provides that a person be appointed to serve as judge of division III by the county legislative body on or after September 1, 2014, but not later than September 1, 2015. - Amends Chapter 481 of the Private Acts of 1949; as amended. by \*Lamberth, \*Weaver, \*Rogers. (\*SB2594 by \*Haile)

Rep. Lamberth moved that **House Bill No. 2504** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 89  
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Lollar, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 89

A motion to reconsider was tabled.

**House Bill No. 1840** -- Lottery, Charitable - As introduced, revises certain provisions of the Tennessee Charitable Gaming Implementation Law. - Amends TCA Title 3, Chapter 17. by \*Lamberth. (\*SB1921 by \*Yager)

On motion, House Bill No. 1840 was made to conform with **Senate Bill No. 1921**; the Senate Bill was substituted for the House Bill.

Rep. Lamberth moved that Senate Bill No. 1921 be passed on third and final consideration.

Rep. Haynes moved adoption of State Government Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND Senate Bill No. 1921 by deleting SECTION 9 in its entirety and by substituting instead the following language:

SECTION 9. Tennessee Code Annotated, Section 3-17-103(d)(3), is amended by deleting the last sentence of the subdivision in its entirety and by substituting instead the following:

Notwithstanding any provision of this chapter to the contrary, the secretary shall establish rules and regulations concerning modification of the actual dollar amounts at which a ticket, share, chance or other similar record shall be sold by a 501(c)(3) organization authorized to conduct an annual event; provided, that only one (1) such modification shall be made prior to the sale of any ticket, share, chance or other similar record and only in amounts within fifty dollars (\$50.00) of the actual dollar amounts disclosed pursuant to § 3-17-104(e)(5). Tickets, shares, chances or other similar records may be sold at a single price or at different value levels or tiers. If tickets, shares, chances or other similar records are sold at different value levels or tiers, then the organization shall keep a written or electronic record of each sale, which shall include the name, the amount paid, the mailing address, and the contact information of the purchaser for the purpose of issuing refunds if a cancellation of the annual event occurs.

AND FURTHER AMEND by adding the following language to the end of amendatory language in subdivision (e)(5) in SECTION 13:

provided that, if tickets, shares, chances or other similar records are to be sold at different value levels or tiers, then the actual dollar amounts and structure of such value levels or tiers;

AND FURTHER AMEND by adding the following new section immediately preceding the penultimate section and by renumbering the subsequent section accordingly:

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 3-17-106(f)(1)(B), is amended by adding the following language after the first sentence of the subdivision:

If a different value level or tiered pricing annual event is cancelled, any refund shall be for either the actual amount received by the organization as evinced by the record of each sale or, if such record is lost or destroyed, the highest value level or tiered price charged on a per ticket, share, chance or other similar record basis.

On motion, State Government Committee Amendment No. 1 was adopted.

Rep. Lamberth moved that **Senate Bill No. 1921**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	92
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

Representatives present and not voting were: Dean -- 1

A motion to reconsider was tabled.

### REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “aye” to “no” on **Senate Bill No. 1921** and have this statement entered in the Journal: Rep(s). Holt.

REGULAR CALENDAR, CONTINUED

**\*House Bill No. 1397** -- Controlled Substances - As introduced, creates a Class B misdemeanor for intentionally failing to notify law enforcement within 24 hours of discovering that methamphetamine is being manufactured in or on property or structures that the person controls or is an employee thereof. - Amends TCA Title 68, Chapter 212, Part 5. by \*Lamberth. (SB1503 by \*Green, \*Haile)

On motion, House Bill No. 1397 was made to conform with **Senate Bill No. 1503**; the Senate Bill was substituted for the House Bill.

Rep. Lamberth moved that Senate Bill No. 1503 be passed on third and final consideration.

Rep. Watson moved that Criminal Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Casada moved the previous question, which motion prevailed.

Rep. Lamberth moved that **Senate Bill No. 1503** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	83
Noes.....	6
Present and not voting.....	2

Representatives voting aye were: Akbari, Alexander, Brooks H, Butt, Calfee, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Doss, Dunn, Eldridge, Evans, Farmer, Favors, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Harrison, Hawk, Haynes, Hill M, Hill T, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Madam Speaker Harwell -- 83

Representatives voting no were: Armstrong, Dennis, Durham, Faison, Hardaway, Van Huss -- 6

Representatives present and not voting were: Camper, Womick -- 2

A motion to reconsider was tabled.

**House Bill No. 1456** -- Controlled Substances - As introduced, requires a charge involving the manufacture, delivery, sale or possession of methamphetamine to indicate the substance involved. - Amends TCA Title 39, Chapter 17, Part 4. by \*Lamberth, \*Watson. (\*SB1596 by \*Green)

Rep. Lamberth moved that **House Bill No. 1456** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 91  
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick -- 91

A motion to reconsider was tabled.

**\*House Bill No. 2426** -- Hazardous Materials - As introduced, requires that workplace chemical lists be filed within "four business days" instead of "within 96 hours" of a request for such list. - Amends TCA Title 50, Chapter 3, Part 20. by \*Spivey, \*Womick, \*Sexton, \*Brooks H, \*Lamberth. (SB2558 by \*Hensley)

On motion, House Bill No. 2426 was made to conform with **Senate Bill No. 2558**; the Senate Bill was substituted for the House Bill.

Rep. Spivey moved that Senate Bill No. 2558 be passed on third and final consideration.

Rep. Eldridge moved adoption of Consumer and Human Resources Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND Senate Bill No. 2558 by deleting all language after the enacting clause and by substituting instead the following language:

SECTION 1. Tennessee Code Annotated, Section 50-3-2001, is amended by deleting subdivisions (3)(A) and (B) in their entirety and substituting instead the following:

(3)

(A)

(i) Manufacturing employers shall compile and maintain a list of the hazardous chemicals known to be present using a product identifier that is referenced on the appropriate safety data sheet and the work area or workplace in which the hazardous chemical is normally used or stored.

(ii) The manufacturing employer shall maintain the workplace chemical list for no less than thirty (30) years. The manufacturing employer shall send complete records pertinent to the workplace chemical list to the commissioner if the manufacturing employer generating the list ceases to operate a business within the state.

(iii) The workplace chemical list shall be filed with the commissioner within ninety-six (96) hours of a request by an authorized representative of the commissioner.

(B)

(i) Nonmanufacturing employers shall compile and maintain a list of the hazardous chemicals known to be present using a product identifier

that is referenced on the appropriate safety data sheet and the work area or workplace in which the hazardous chemical is normally used or stored. This subdivision (B)(i) shall apply to employers who store such chemicals in excess of fifty-five gallons (55 gal.) or five hundred pounds (500 lbs.);

(ii) The nonmanufacturing employer shall maintain the workplace chemical list for no less than thirty (30) years. The nonmanufacturing employer shall send complete records pertinent to the workplace chemical list to the commissioner if the nonmanufacturing employer generating the list ceases to operate a business within the state;

(iii) The nonmanufacturing employer shall notify new or newly assigned employees about the workplace chemical list and its contents before working in a work area containing hazardous chemicals; and

(iv) The nonmanufacturing employer shall file the workplace chemical list with the commissioner within ninety-six (96) hours of a request by an authorized representative of the commissioner.

SECTION 2. This act shall take effect July 1, 2014, the public welfare requiring it.

On motion, Consumer and Human Resources Committee Amendment No. 1 was adopted.

**MONDAY, MARCH 24, 2014 – FIFTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION**

Rep. Spivey moved that **Senate Bill No. 2558**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 92  
Noes ..... 1

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

Representatives voting no were: Gilmore -- 1

A motion to reconsider was tabled.

**\*House Bill No. 1433** -- Taxes - As introduced, allows imposition of penalties if electronic funds transfers are dishonored; allocates to the general fund proceeds from a certain state privilege tax; authorizes disclosure of tax information to local governments that is otherwise confidential, under certain circumstances. - Amends TCA Title 67. by \*McCormick, \*Spivey, \*Brooks K. (SB1637 by \*Norris, \*Dickerson)

Rep. Spivey moved that **House Bill No. 1433** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 93  
Noes ..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.



REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “present not voting” to “aye” on **House Bill No. 1433** and have this statement entered in the Journal: Rep(s). Doss.

REGULAR CALENDAR, CONTINUED

**\*House Bill No. 1895** -- Insurance, Health, Accident - As introduced, requires that a health insurance carrier provide coverage under a health insurance policy for healthcare services delivered through telehealth. - Amends TCA Title 56; Title 63 and Title 71. by \*Keisling, \*Casada, \*Johnson C, \*Durham, \*Matlock, \*Favors, \*Ramsey, \*Pitts, \*Ragan, \*Carr D. (SB2050 by \*Overbey, \*Yager)

Rep. Keisling moved that House Bill No. 1895 be passed on third and final consideration.

Rep. Sargent moved that Pensions and Insurance Amendment No. 1 be withdrawn, which motion prevailed.

Rep. McManus moved adoption of Insurance and Banking Committee Amendment No. 1, as House Amendment No. 2, as follows:

**Amendment No. 2**

AMEND House Bill No. 1895 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 56, Chapter 7, Part 10, is amended by adding the following language as a new, appropriately designated section:

(a) As used in this section:

(1) “Health insurance entity” has the same meaning as defined in § 56-7-109 and includes managed care organizations participating in the medical assistance program under title 71, chapter 5;

(2) “Healthcare services” has the same meaning as defined in § 56-61-102;

(3) “Healthcare services provider” means an individual acting within the scope of a valid license issued pursuant to title 63;

(4) “Qualified site” means the office of a healthcare services provider, a hospital licensed under title 68, a facility recognized as a rural health clinic under federal Medicare regulations, a federally qualified health center, any facility licensed under title 33, or any other location deemed acceptable by the health insurance entity;

(5) "Store-and-forward telemedicine services":

(A) Means the use of asynchronous computer-based communications between a patient and healthcare services provider at a distant site for the purpose of diagnostic and therapeutic assistance in the care of patients; and

(B) Includes the transferring of medical data from one (1) site to another through the use of a camera or similar device that records or stores an image that is sent or forwarded via telecommunication to another site for consultation;

(6) "Telehealth":

(A) Means the use of real-time, interactive audio, video telecommunications or electronic technology, or store-and-forward telemedicine services by a healthcare services provider to deliver healthcare services to a patient within the scope of practice of the healthcare services provider when:

(i) Such provider is at a qualified site other than the site where the patient is located; and

(ii) The patient is at a qualified site or at a school clinic staffed by a healthcare services provider and equipped to engage in the telecommunications described in this section; and

(B) Does not include:

(i) An audio-only conversation;

(ii) An electronic mail message; or

(iii) A facsimile transmission; and

(7) "Telehealth provider" means a healthcare services provider engaged in the delivery of healthcare services through telehealth.

(b) Healthcare services provided through a telehealth encounter shall comply with state licensure requirements promulgated by the appropriate licensure boards. Telehealth providers shall be held to the same standard of care as healthcare services providers providing the same healthcare service through in-person encounters.

(c) A telehealth provider who seeks to contract with or who has contracted with a health insurance entity to participate in the health insurance entity's network shall be subject to the same requirements and contractual terms as a healthcare services provider in the health insurance entity's network.

(d) Subject to subsection (c), a health insurance entity:

(1) Shall provide coverage under a health insurance policy or contract for covered healthcare services delivered through telehealth;

(2) Shall reimburse a healthcare services provider for the diagnosis, consultation, and treatment of an insured patient for a healthcare service covered under a health insurance policy or contract that is provided through telehealth;

(3) Shall not exclude from coverage a healthcare service solely because it is provided through telehealth and is not provided through an in-person encounter between a healthcare services provider and a patient; and

(4) Shall reimburse healthcare services providers who are out-of-network for telehealth care services under the same reimbursement policies applicable to other out-of-network healthcare services providers.

(e) A health insurance entity shall provide coverage for healthcare services provided during a telehealth encounter in a manner that is consistent with what the health insurance policy or contract provides for in-person encounters for the same service.

(f) Nothing in this section shall require a health insurance entity to pay total reimbursement for a telehealth encounter, including the use of telehealth equipment, in an amount that exceeds the amount that would be paid for the same service provided by a healthcare services provider in an in-person encounter.

(g) Any provisions not stipulated by this section shall be governed by the terms and conditions of the health insurance contract.

(h) Nothing in this section shall apply to accident-only, specified disease, hospital indemnity, plans described in § 1251 of the Patient Protection and Affordable Care Act, Public Law 111-148, as amended and § 2301 of the Health Care and Education Reconciliation Act of 2010, Public Law 111-152, as amended, plans described in the Employee Retirement Income Security Act of 1974 (ERISA), compiled in 29 U.S.C. § 1001 et seq., Medicare supplement, disability income, long-term care, or other limited benefit hospital insurance policies.

SECTION 2. This act shall take effect January 1, 2015, the public welfare requiring it, and shall apply to all policies, contracts, and health benefit plans issued, delivered, or renewed in this state on or after January 1, 2015.

On motion, Insurance and Banking Committee Amendment No. 1, as House Amendment No. 2, was adopted.

**MONDAY, MARCH 24, 2014 – FIFTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION**

Rep. Keisling moved that **House Bill No. 1895**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 92  
Noes ..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

A motion to reconsider was tabled.

**House Bill No. 1394** -- Consumer Protection - As introduced, revises fee-related provisions of the Uniform Debt Management Services Act. - Amends TCA Title 47, Chapter 18, Part 55. by \*Keisling. (\*SB1446 by \*Overbey)

On motion, House Bill No. 1394 was made to conform with **Senate Bill No. 1446**; the Senate Bill was substituted for the House Bill.

Rep. Keisling moved that **Senate Bill No. 1446** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 94  
Noes ..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

**House Bill No. 1653** -- Motor Vehicles - As introduced, under certain circumstances, exempts companies that sell emergency lights and sirens to public safety and law enforcement agencies from the prohibitions on the operation, installation or use of such warning devices. - Amends TCA Title 39, Chapter 16, Part 3; Title 55, Chapter 9, Part 2 and Title 55, Chapter 9, Part 4. by \*Matlock. (\*SB1492 by \*Bell)

On motion, House Bill No. 1653 was made to conform with **Senate Bill No. 1492**; the Senate Bill was substituted for the House Bill.

Rep. Matlock moved that Senate Bill No. 1492 be passed on third and final consideration.

Rep. Dean moved adoption of Transportation Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND Senate Bill No. 1492 By adding the following new subdivision (5) to subsection (d) of the amendatory language of SECTION 1 and redesignating accordingly:

(5) Nothing in this subsection (d) shall be construed to permit the operator of an emergency equipment company vehicle from operating any audible warning device authorized by this subsection while the vehicle is on a public road, whether in motion or stationary.

FURTHER AMEND by adding the following new subdivision (5) to subsection (g) of the amendatory language of SECTION 2 and redesignating accordingly:

(5) Nothing in this subsection (g) shall be construed to permit the operator of an emergency equipment company vehicle from operating any lighting equipment authorized by this subsection while the vehicle is on a public road, whether in motion or stationary.

FURTHER AMEND by inserting the following new language between the language "pursuant to subsection (g)" and the language ", or a passenger motor vehicle" in subdivision (d)(1)(A) of the amendatory language of SECTION 3:

, provided such white and amber lights are not flashing or illuminated while the vehicle is on a public road, whether in motion or stationary

FURTHER AMEND by deleting the amendatory language of SECTION 4 and substituting instead the following:

any ambulance or vehicle equipped to provide emergency medical services properly licensed as required in the state and displaying the proper markings,

and any motor vehicle operated for purposes of an emergency equipment company pursuant to subsection (g); provided, that lights authorized by this subdivision (d)(2) for such emergency equipment company vehicle

shall not be operated or illuminated while the vehicle is on a public road, whether in motion or stationary,

FURTHER AMEND by deleting the amendatory language of SECTION 5(d)(3)(C) and substituting instead the following:

(C) Authorized law enforcement vehicles or motor vehicles operated for purposes of emergency equipment companies pursuant to subsection (g), authorized by this section to display red, white, and blue lights in combination; provided, that emergency equipment company vehicles are not authorized to display or illuminate the lights authorized by this section while the vehicle is on a public road, whether in motion or stationary.

FURTHER AMEND by adding the following new subdivision (3) to subsection (f) of the amendatory language of SECTION 6 and redesignating accordingly:

(3) Nothing in this subsection (f) shall be construed to permit the operator of an emergency equipment company vehicle from operating any lighting equipment authorized by subsection (a) while the vehicle is on a public road, whether in motion or stationary.

FURTHER AMEND by inserting the following new language before the period (.) at the end of SECTION 3(d)(1)(B):

; provided, that lights authorized by this subdivision (d)(1)(B) for emergency equipment company vehicles shall not be operated or illuminated while the vehicle is on a public road, in motion or stationary

On motion, Transportation Committee Amendment No. 1 was adopted.

Rep. Matlock moved that **Senate Bill No. 1492**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 91  
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sexton, Shaw, Shepard, Shipley, Sparks, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell --  
91

A motion to reconsider was tabled.

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep. Wirgau voted “aye” on **Senate Bill No. 1492**.

REGULAR CALENDAR, CONTINUED

**\*House Bill No. 203** -- Education - As introduced, encourages LEAs to work with area hospitals and doctors, as well as Project ADAM, a nonprofit organization serving children through life-saving programs that help prevent sudden cardiac arrest, in developing informational programs for faculty, staff and students on sudden cardiac arrest and in obtaining AEDs for LEA schools. - Amends TCA Title 49 and Title 68. by \*Ramsey. (SB1025 by \*Overbey)

Rep. Ramsey moved that **House Bill No. 203** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 92  
Noes..... 1

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

Representatives voting no were: Casada -- 1

A motion to reconsider was tabled.

**House Bill No. 1964** -- Business Organizations - As introduced, extends certain liability protection for partners of a limited liability partnership. - Amends TCA Section 61-1-306. by \*Lundberg. (\*SB1613 by \*Stevens)

Further consideration of House Bill No. 1964, previously considered on March 20, 2014 at which time it was reset for today’s Calendar.

On motion, House Bill No. 1964 was made to conform with **Senate Bill No. 1613**; the Senate Bill was substituted for the House Bill.

Rep. Lundberg moved that Senate Bill No. 1613 be passed on third and final consideration.

Rep. Marsh moved that Business and Utilities Committee Amendment No. 1 be withdrawn, which motion prevailed.

**MONDAY, MARCH 24, 2014 – FIFTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION**

Rep. Lundberg moved that **Senate Bill No. 1613** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 93  
Noes ..... 0

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

**\*House Bill No. 1476** -- Alcoholic Beverages - As introduced, authorizes the Twin Cove Marina on Norris Lake in Campbell County to be issued a license as a premier type tourist resort. - Amends TCA Section 57-4-102. by \*Matheny. (SB1687 by \*Niceley)

Further consideration of House Bill No. 1476, previously considered on March 20, 2014 at which time it was reset for today's Calendar.

On motion, House Bill No. 1476 was made to conform with **Senate Bill No. 1687**; the Senate Bill was substituted for the House Bill.

Rep. Matheny moved that **Senate Bill No. 1687** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 60  
Noes ..... 26  
Present and not voting ..... 4

Representatives voting aye were: Alexander, Armstrong, Bailey, Calfee, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dennis, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Halford, Hardaway, Hawk, Jernigan, Johnson C, Johnson G, Kane, Keisling, Littleton, Love, Lundberg, Lynn, Marsh, Matheny, McManus, Miller, Powell, Ragan, Ramsey, Rich, Sanderson, Sargent, Sexton, Shaw, Shipley, Sparks, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Weaver, White D, Williams K, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 60

Representatives voting no were: Brooks H, Dean, Dunn, Evans, Floyd, Hall, Harrison, Haynes, Hill M, Hill T, Holt, Jones, Lollar, Matlock, McDaniel, Mitchell, Moody, Odom, Parkinson, Pitts, Roach, Rogers, Van Huss, Watson, White M, Windle -- 26

Representatives present and not voting were: Akbari, Butt, Camper, Doss -- 4



A motion to reconsider was tabled.

**House Bill No. 1772** -- Personal Property - As introduced, requires a person who repossesses a vehicle to conduct a personal property inventory; requires a repossession business to maintain personal property inventory and disposition records for a period of two years. - Amends TCA Title 29, Chapter 30; Title 47; Title 55, Chapter 5; Title 62 and Title 66. by \*Sparks, \*Ragan, \*Rogers, \*Matheny, \*Towns, \*Womick, \*Carr J, \*DeBerry J, \*Spivey, \*Faison, \*Hardaway, \*Pody, \*Casada. (\*SB1844 by \*Summerville)

Further consideration of House Bill No. 1772 previously considered on March 17, 2014 and March 20, 2014, at which time it was reset for today's Calendar.

Rep. Sparks moved that House Bill No. 1772 be passed on third and final consideration.

Rep. Dean moved adoption of Transportation Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 1772 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 47, Chapter 50, is amended by adding the following as a new section:

**47-50-113.**

(a) When a vehicle is repossessed in this state, the individual, business or agency involved in the repossession may not abandon any personal property found in or on the vehicle for a period of fourteen (14) days following the repossession. If the owner reclaims the personal property within the fourteen-day period, then the owner shall be given possession without payment of any charges or fees.

(b) For purposes of this section:

(1) "Personal property" means any and all movable property not permanently affixed to the vehicle; and

(2) "Vehicle" includes any:

(A) Motor vehicle as defined in § 55-1-103;

(B) Aircraft as defined in § 42-2-101;

(C) Personal watercraft as defined in § 69-9-501;

(D) Boat as defined in § 69-3-103;

(E) Off-road vehicle as defined in § 47-25-1902;

(F) Farm tractor as defined in § 55-1-104;

(G) Tractor-drawn major farm implement subject to § 39-14-135; and

(H) Industrial equipment operated by means of mechanical power upon which a person or property may be transported.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Transportation Committee Amendment No. 1 was adopted.

Rep. Dean moved adoption of Amendment No. 2 as follows:

**Amendment No. 2**

AMEND House Bill No. 1772 by inserting the following between the language "following the repossession" and the period "." in subsection (a) of SECTION 1:

; provided further, that the individual, business or agency and any other individual or entity may not sell or otherwise dispose of the personal property during this fourteen-day period, notwithstanding title 45 or this title

On motion, Amendment No. 2 was adopted.

Rep. Sparks moved that **House Bill No. 1772**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 94  
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

PRESENT IN CHAMBER

Representative(s) J. DeBerry was/were recorded as being present in the Chamber.

REGULAR CALENDAR, CONTINUED

**\*Senate Joint Resolution No. 60** -- Constitutional Amendments - Proposes amendment of the Tennessee Constitution to authorize lotteries to benefit 501(c)(19) organizations when such lotteries are authorized by a two-thirds vote of the General Assembly. by \*Crowe, \*Massey.

Further consideration of Senate Joint Resolution No. 60 previously considered on March 13, 2014, March 17, 2014 and March 20, 2014, at which time it was read for the second constitutional reading and reset for today's Calendar.

Rep. Ragan requested that the Clerk read Senate Joint Resolution No. 60 for the third constitutional reading.

The Clerk read Senate Joint Resolution No. 60.

Rep. Ragan moved that Senate Joint Resolution No. 60 be concurred in.

Rep. Ragan moved that **Senate Joint Resolution No. 60** be concurred in, which motion prevailed by the following vote:

Ayes .....	87
Noes.....	4
Present and not voting.....	1

Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Stewart, Swann, Tidwell, Todd, Travis, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 87

Representatives voting no were: Floyd, Holt, Matlock, Windle -- 4

Representatives present and not voting were: Evans -- 1

Senate Joint Resolution No. 60, having received a vote in the affirmative by two thirds of the members elected to the Tennessee House of Representative of the One Hundred Eighth General Assembly, was declared concurred in pursuant to Article 11, section 3, of the Constitution of Tennessee.

A motion to reconsider was tabled.

**MESSAGE CALENDAR**

**HOUSE ACTION ON SENATE MESSAGES**

**\*House Bill No. 1549** -- Education - As introduced, establishes requirements for the adoption of educational standards; prohibits use of student data for purposes other than tracking academic progress and educational needs of students. - Amends TCA Title 49. by \*Dunn, \*Rogers, \*Weaver, \*White D, \*Casada, \*Matheny, \*Carr J, \*Matlock, \*Womick, \*Spivey, \*Moody, \*Butt, \*McManus, \*Brooks H, \*White M, \*Forgety, \*Holt, \*VanHuss, \*Hill M, \*Faison, \*Rich, \*Haynes, \*Lamberth, \*Eldridge, \*Keisling, \*Bailey, \*McCormick, \*Brooks K, \*Dennis, \*Evans, \*Sparks, \*Durham, \*Dean, \*Swann, \*Wirgau, \*Ragan, \*Johnson C, \*Halford, \*Todd, \*Williams R, \*Lundberg, \*Coley, \*Lynn, \*Sexton, \*Marsh, \*Carter, \*Sargent. (SB1835 by \*Gresham, \*Tracy, \*Haile, \*Johnson, \*Bowling, \*Campfield, \*Norris)

Rep. Dunn moved that House Bill No. 1549 be reset for the Message Calendar on April 3, 2014, which motion prevailed.

**UNFINISHED BUSINESS**

**RULES SUSPENDED**

Rep. McCormick moved that the rules be suspended in order to allow **House Bill No. 2380** to be heard in the Local Government Subcommittee this week.

Without objection, it was so ordered.

**RULES SUSPENDED**

Rep. McCormick moved that the rules be suspended in order to allow **House Bill No. 2150** to be heard in the Civil Justice Subcommittee this week.

Without objection, it was so ordered.

**RULES SUSPENDED**

Rep. McCormick moved that the rules be suspended in order to allow **House Bill No. 1161** to be heard in the Civil Justice Subcommittee this week.

Without objection, it was so ordered.

**RULES SUSPENDED**

Rep. McCormick moved that the rules be suspended in order to allow **Senate Joint Resolution No. 196** to be heard in the Civil Justice Subcommittee this week.

Without objection, it was so ordered.

### RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow House Bill No. 1406 to be heard in the State Government Committee this week.

Without objection, it was so ordered.

### RULES SUSPENDED

Rep. Sargent moved that the rules be suspended for the purpose of introducing House Resolution No. 194 out of order which motion prevailed.

**House Resolution No. 194** -- Lottery, Charitable - Approves 2014-2015 501(c)(3) annual events by the house of representatives, second omnibus list. by \*Sargent.

On motion, the rules were suspended for the immediate consideration of the resolution.

Rep. Sargent moved adoption of **House Resolution No. 194**, which motion prevailed by the following vote:

Ayes .....	92
Noes.....	0
Present and not voting.....	2

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

Representatives present and not voting were: Evans, Johnson G -- 2

A motion to reconsider was tabled.

### RULES SUSPENDED

Rep. Ramsey moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 700 out of order which motion prevailed.

**Senate Joint Resolution No. 700** -- Memorials, Professional Achievement - Bill Proffitt, Sr., 2014 Community Leadership Award. by \*Overbey.

3311

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

On motion of Rep. Ramsey, the resolution was concurred in.

A motion to reconsider was tabled.

### **RULES SUSPENDED**

Rep. Ramsey moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 701 out of order which motion prevailed.

**Senate Joint Resolution No. 701** -- Memorials, Recognition - Emily Huffer, 2014 Youth Leadership Award. by \*Overbey.

On motion of Rep. Ramsey, the resolution was concurred in.

A motion to reconsider was tabled.

### **SPONSORS ADDED**

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

**House Bill No. 264** Rep(s). Ramsey and Swann as prime sponsor(s).

**House Bill No. 1285** McManus as prime sponsor(s).

**House Bill No. 1367** Rep(s). Lamberth and Sparks as prime sponsor(s).

**House Bill No. 1375** Rep(s). Goins, Coley, Ramsey, Weaver, Eldridge, Halford, Littleton, Swann, Bailey, D. Carr, Harrison, Todd, Shepard, K. Williams as prime sponsor(s).

**House Bill No. 1549** Rep(s). Lollar, Travis and Goins as prime sponsor(s).

**House Bill No. 1898** Rep(s). Gilmore as prime sponsor(s).

**House Bill No. 2076** Rep(s). M. White and McCormick as prime sponsor(s).

**House Bill No. 2102** Rep(s). H. Brooks and McCormick as prime sponsor(s).

**House Bill No. 2229** Rep(s). R. Williams as prime sponsor(s).

**House Bill No. 2234** Rep(s). Rogers as prime sponsor(s).

**House Bill No. 2255** Rep(s). Rogers as prime sponsor(s).

**House Bill No. 2263** Rep(s). McCormick as prime sponsor(s).

**House Bill No. 2425** Rep(s). Matheny as prime sponsor(s).

**House Bill No. 2523** Rep(s). Cooper as prime sponsor(s).

**SPONSORS REMOVED**

On motion, Rep(s). Harwell was/were removed as sponsor(s) of **House Bill No. 47**.

On motion, Rep(s). Holt was/were removed as sponsor(s) of **House Bill No. 1285**.

On motion, Rep(s). Matheny was/were removed as sponsor(s) of **House Bill No. 2250**.

**MESSAGE FROM THE SENATE**

**March 24, 2014**

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 650, 651 and 652; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**SIGNED**

**March 24, 2014**

The Speaker announced that she had signed the following: Senate Joint Resolution(s) No(s). 650, 651 and 652.

JOE McCORD, Chief Clerk

**MESSAGE FROM THE GOVERNOR**

**March 24, 2014**

MADAM SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 592, 736, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 761, 765, 781, 782, 783, 786, 787 and 788; with his approval.

HERBERT H. SLATTERY III, Counsel to the Governor

**ENGROSSED BILLS**

**March 24, 2014**

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bill(s) No(s). 1740;

GREG GLASS, Interim Chief Engrossing Clerk

**SIGNED**

**March 24, 2014**

The Speaker announced that she had signed the following: House Bill(s) No(s). 1931, 2119, 2389 and 2498.

GREG GLASS, Interim Chief Engrossing Clerk

3313

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

**MESSAGE FROM THE SENATE**  
**March 24, 2014**

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No(s). 605; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

**Senate Joint Resolution No. 605** -- Naming and Designating - Police Memorial Week, May 12-16, 2014. by \*Burks.

**MESSAGE FROM THE SENATE**  
**March 24, 2014**

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1547, 1575, 1589, 1642, 1740, 1957, 1968 and 2405; substituted for Senate bills on same subjects and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE**  
**March 24, 2014**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 877, 997, 1624, 1669, 1770, 1884, 2002, 2029, 2045, 2115, 2156, 2193, 2413, 2421, 2472, 2515 and 2538; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**Senate Bill No. 877** -- Motor Vehicle Commission - As introduced, adds a non-franchise motor vehicle dealer as a member of the motor vehicle commission; increases quorum requirement by one person. - Amends TCA Title 55, Chapter 17, Part 1. by \*Tracy. (\*HB223 by \*Sparks, \*Goins, \*Todd, \*Johnson C, \*Bailey, \*Williams K, \*Lollar, \*Cooper, \*Matheny, \*Ramsey, \*Akbari, \*Holt, \*Jernigan, \*Forgety, \*Coley, \*Pitts, \*Ragan, \*Floyd, \*Carr J, \*Towns, \*Durham, \*Sexton, \*Sanderson)

**Senate Bill No. 997** -- Hospitals and Health Care Facilities - As introduced, extends time for attorney general and reporter to give notice in decisions concerning certain hospitals; revises reporting requirements by hospitals; stays certain tax enforcement measures involving not for profit taxpayers. - Amends TCA Title 48; Title 67 and Title 68. by \*McNally. (\*HB343 by \*Harrison)

**Senate Bill No. 1624** -- State Employees - As introduced, makes certain revisions to the T.E.A.M. Act; expands board of appeals to no more than 18 members rather than nine; clarifies burden of proof and standard of review during the appeals process; establishes when an order or settlement agreement becomes final. - Amends TCA Section 8-30-108 and Section 8-30-318. by \*Norris, \*Johnson. (\*HB1420 by \*McCormick, \*Dunn)



**MONDAY, MARCH 24, 2014 – FIFTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION**

**\*Senate Bill No. 1669** -- Highway Signs - As introduced, defines "agreement" for purposes of the Billboard Regulation and Control Act of 1972. - Amends TCA Title 54, Chapter 21. by \*Southerland. (HB1710 by \*McCormick, \*Dean)

**Senate Bill No. 1770** -- Disabled Persons - As introduced, revises requirements concerning purchases of goods and services from persons with disabilities by state government. - Amends TCA Title 71, Chapter 4, Part 7. by \*Bell. (\*HB1569 by \*Brooks K, \*Hill T, \*Shaw)

**Senate Bill No. 1884** -- Alcoholic Beverages - As introduced, allows manufacturing of intoxicating liquors in any county with at least three premier type tourist resort licensees in such county. - Amends TCA Title 57, Chapter 2, Part 1. by \*Niceley. (\*HB1755 by \*Faison, \*Sanderson)

**Senate Bill No. 2002** -- Teachers, Principals and School Personnel - As introduced, defines dyslexia and requires in-service training for teachers and other training collaboration by the department of education with institutions of higher education concerning instruction related to dyslexia. - Amends TCA Title 49. by \*Massey, \*Burks, \*Gardenhire, \*Overbey. (\*HB1735 by \*Sexton, \*Powers, \*Butt, \*DeBerry J, \*Akbari, \*Williams R)

**Senate Bill No. 2029** -- Licenses - As introduced, reduces from sixty to forty-five days the period in which an ambulance service may renew its license, following the expiration date, by payment of the renewal fee and late penalty. - Amends TCA Title 68. by \*Hensley. (\*HB1807 by \*Shipley)

**\*Senate Bill No. 2045** -- State Employees - As introduced, revises the provisions governing the Tennessee Excellence, Accountability and Management (TEAM) Act. - Amends TCA Title 8, Chapter 30, Part 3. by \*Southerland, \*Gardenhire, \*Hensley, \*Massey, \*Niceley. (HB1940 by \*Dunn, \*Hawk, \*Coley, \*Keisling, \*Kane, \*Calfee, \*Faison, \*Harrison, \*Carr D, \*Ramsey, \*Farmer, \*Hill T, \*Shaw, \*Johnson G, \*Windle, \*Swann, \*Hill M, \*Stewart, \*Jernigan, \*Dennis, \*Mitchell, \*Eldridge, \*Alexander, \*Doss, \*Pitts, \*Matlock, \*Fitzhugh, \*Williams K, \*Turner M, \*Matheny, \*Tidwell, \*Cooper, \*Odom, \*Shepard, \*Powell, \*Turner J, \*Gilmore, \*Miller, \*Armstrong, \*DeBerry J, \*Akbari, \*Love, \*McDaniel, \*Dean, \*Forgety, \*Brooks H, \*Sexton, \*Bailey, \*Lundberg, \*Powers, \*Brooks K)

**Senate Bill No. 2115** -- Education, Higher - As introduced, permits a student at a public institution of higher education to be charged in-state tuition, if the student is a citizen of the United States, has resided in Tennessee for at least one year and has graduated from a Tennessee public secondary school or a private secondary school in this state and approved by the state board of education as a Category 1, 2, or 3 secondary school or earned a Tennessee high school equivalency diploma. - Amends TCA Title 49. by \*Gardenhire. (\*HB1929 by \*White M, \*Hardaway, \*Powell)

**Senate Bill No. 2156** -- Safety - As introduced, authorizes the chief inspector of boilers to grant variances to the requirements for frequency of inspections. - Amends TCA Title 68, Chapter 122. by \*Green. (\*HB1806 by \*Shipley)

**Senate Bill No. 2193** -- Education - As introduced, attributes the data from TCAPs and end of course exams of a student transferring from one LEA to another or from one school to another to the school at which the student was in attendance for the greatest number of days. - Amends TCA Title 49, Chapter 1, Part 6 and Title 49, Chapter 6, Part 60. by \*Ketron. (\*HB2052 by \*Womick)

**Senate Bill No. 2413** -- Landlord and Tenant - As introduced, requires any landlord registering in Davidson county to provide the landlord's or their agent's physical address to the department of codes and building safety; also requires the landlord, or their agent, to notify the department if any such information changes, or if ownership of the dwelling units changes, within 30 days of such change. - Amends TCA Title 13; Title 29, Chapter 3; Title 37; Title 39; Title 40; Title 55 and Title 66, Chapter 28. by \*Henry. (\*HB2276 by \*Gilmore)

**Senate Bill No. 2421** -- Education, Curriculum - As introduced, urges the departments of education and children's services to work together to enhance or adapt curriculum materials that focus on child sexual abuse, including such abuse which may occur in the child's home. - Amends TCA Title 37, Chapter 1; Title 37, Chapter 5; Title 49, Chapter 10 and Title 49, Chapter 6. by \*Overbey. (\*HB2294 by \*White M, \*Ragan, \*Coley, \*Rogers, \*Dean, \*Alexander, \*White D, \*Kane)

**\*Senate Bill No. 2472** -- Annexation - As introduced, extends moratorium from May 15, 2014, to May 15, 2015, on annexation by a municipality by means of ordinance in order to annex territory being used primarily for residential or agricultural purposes; extends study by TACIR until February 1, 2015. - Amends TCA Section 6-51-122. by \*Norris. (HB2469 by \*Parkinson)

**Senate Bill No. 2515** -- Mass Transit - As introduced, directs the department of transportation to study the construction, operation and financing of a monorail public transportation system along the Nashville Southeast Corridor on and along I-24; requires the department to report findings by February 1, 2015, to the transportation committees. by \*Ketron. (\*HB2340 by \*Sparks)

**Senate Bill No. 2538** -- Health Care - As introduced, requires hospitals to report claims data on inpatient and outpatient discharges to the commissioner of health on a monthly basis, instead of quarterly. - Amends TCA Title 56 and Title 68. by \*Tracy, \*Overbey. (\*HB2257 by \*McManus)

**MESSAGE FROM THE SENATE  
March 24, 2014**

MADAM SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 762, 66, 767, 768, 769, 770, 771, 772, 774, 775, 777, 778, 779, 780 and 789; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE  
March 24, 2014**

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1523; substituted for Senate bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE  
March 24, 2014**

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1742; substituted for Senate bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE  
March 24, 2014**

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1799; substituted for Senate bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**ROLL CALL**

The roll call was taken with the following results:

Present..... 93

Representatives present were Akbari, Alexander, Armstrong, Bailey, Brooks H, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

**RECESS**

On motion of Rep. McCormick the House stood in recess until 9:00 a.m., Thursday, March 27, 2014.